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Washington, Tuesday, February 8, 1938

PRESIDENT OF THE UNITED STATES.

EXECUTIVE ORDER

CORRECTING DESCRIPTION OF LANDS CONTAINED IN EXECUTIVE ORDER
NO. 6897 OF NOVEMBER 7, 1934

WHEREAS an error has been discovered in the description of the western longitudinal limitation contained in Executive Order No. 6897 of November 7, 1934, transferring to the control and jurisdiction of the Secretary of the Navy certain lands off the southern coast of California:

NOW, THEREFORE, by virtue of and pursuant to the authority vested in me by the act of June 25, 1910, ch. 421, 36 Stat. 847, as amended by the act of August 24, 1912, ch. 369, 37 Stat. 497, and as President of the United States, it is ordered that the description of the said western longitudinal limitation be, and it is hereby, corrected to read as follows: "118°36'30" W."

FRANKLIN D. ROOSEVELT

THE WHITE HOUSE,
February 5, 1938.

[No. 7805]

[P. R. Doc. 38-409; Filed, February 7, 1938; 11:17 a. m.]

EXECUTIVE ORDER

FORT WILLIAM D. DAVIS MILITARY RESERVATION

Canal Zone

By virtue of and pursuant to the authority vested in me by section 5 of title 2 of the Canal Zone Code, approved June 19, 1934, and as President of the United States, it is ordered as follows:

SEC. 1. *Setting apart of reservation; boundaries.*—The following-described parcels of land in the Canal Zone are hereby reserved and set apart as, and assigned to the uses and purposes of, a military reservation, which shall be known as Fort William D. Davis Military Reservation, and shall be under the control and jurisdiction of the Secretary of War, subject to the provisions of sections 2 and 3 of this order:

PARCEL NO. 1

Beginning at a concrete monument, 5 inches square, marked "Point of Beginning" on Panama Canal drawing No. M-6105-1, located at the bottom of a small highway fill, 100 feet easterly and at right angles from the center line of the Panama Railroad right-of-way (center line of track span towers), opposite and easterly of the highway and railroad crossing between track span towers 5-17 and 6-1, the geographic position of said monument, referred to the Panama-Colon datum of the Canal Zone triangulation system, is in latitude 9°16' N., plus 4542.3 feet, and longitude 79°55' W., plus 203.5 feet from Greenwich; from this monument the azimuth (measured clockwise from true south) and distance to Military Survey of Panama triangulation station New Gatun

is 69°45'57", 263.8 feet, which triangulation station New Gatun is a concrete monument, 6 inches square, located 8 feet from the top edge of a railroad cut, 120 feet westerly of the railroad and about midway between track span towers 6-1 and 6-2, the geographic position of said triangulation station, referred to the Panama-Colon datum of the Canal Zone triangulation system, is in latitude 9°16'44.161" N., and longitude 79°55'04.503" W., from Greenwich; from said triangulation station, the azimuths and distances to other Canal Zone triangulation stations are:

To Gatun, 56°49'02", 4,189.95 meters

To Indio, 94°36'12", 6,069.98 meters

To Fort Davis, 196°56'37", 1,643.81 meters

Thence from said initial point, by metes and bounds:

N. 72°37' E., 409.7 feet, to a monument, marked No. 1 on the map, which is an iron rail set into and flush with the surface at the intersection of two roads;

N. 20°26' W., 232.2 feet, along the road, to a monument, marked No. 2 on the map, which is a concrete block, 5 inches square, marked "M. R. 2";

N. 67°34' E., 102.9 feet, to a monument, marked No. 2-A on the map, which is a 6 inch square concrete monument;

N. 25°58' W., 135.4 feet, to a monument marked No. 2-B on the map, similar to the above;

N. 27°43' W., 201.7 feet, to a monument marked No. 2-C on the map, similar to the above, located at the P. C. of a curve;

On a curve to the right (R=1,935.1 feet) to a monument, marked No. 2-D on the map, similar to the above (The direct bearing and distance from No. 2-C to No. 2-D is N. 18°26' W., 624.6 feet);

On a curve to the right (R=1,935.1 feet) to a monument marked No. 2-E on the map, similar to the above, located at the P. T. of a curve (The direct bearing and distance from No. 2-D to No. 2-E is N. 00°10' E., 624.6 feet);

N. 02°09' E., 393.8 feet, to a monument, marked No. 2-F on the map, similar to the above;

N. 09°27' E., 1,727.7 feet, to a monument, marked No. 2-G on the map, similar to the above, located at the P. C. of a curve;

On a curve to the right (R=1,985.1 feet) to a monument, marked No. 2-H on the map, similar to the above (The direct bearing and distance from No. 2-G to No. 2-H is N. 15°13' E., 399.5 feet);

On a curve to the right (R=1,985.1 feet) to a monument marked No. 2-I on the map, similar to the above, located at the P. T. of a curve (The direct bearing and distance from No. 2-H to No. 2-I is N. 26°47' E., 399.5 feet);

N. 32°32' E., 1,705.5 feet, to a monument, marked No. 2-J on the map, similar to the above;

N. 30°36' W., 569.8 feet, to a monument, marked No. 23 on the map, which is a 1½-inch galvanized iron pipe, located on the northeastern end of the north dike of the Mindi hydraulic fill;

Southerly along the crest of the said dike to a monument, marked No. 24 on the map, similar to the above, located



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on the southwestern end of the said dike 100.0 feet easterly and at right angles from the center line of the Panama Railroad right-of-way (Center line of track span towers), opposite track span tower 4-16;

Southerly, along a line parallel to and 100 feet easterly and at right angles from the center line of the Panama Railroad right-of-way (Center line of track span towers) to the point of beginning.

PARCEL NO. 2

Beginning at a concrete monument, 6 inches square, marked No. 22-J on Panama Canal drawing No. M-6105-1, from which, monument No. 2-A of Parcel No. 1 is S. 67°34' W. 50.0 feet; the geographic position of No. 22-J, referred to the Panama-Colon datum of the Canal Zone triangulation system, being in latitude 9°16' N., plus 4,940.5 feet, and longitude 79°54' W., plus 5,759.8 feet:

Thence from said initial point, by metes and bounds:

N. 67°34' E., 248.2 feet, to a monument, marked No. 3 on the map, which is a 5 inch square concrete monument;

S. 67°38' E., 782.1 feet, through two brass plugs cemented into the curbs of the Bolivar Highway at 99.7 feet, and 133.7 feet, respectively, from monument No. 3, and through a monument marked No. 3-A on the map, which is an iron rod surrounded by a 6 inch square concrete collar, 682.1 feet from monument No. 3, to a monument, marked No. 4 on the map, which is a 1½ inch galvanized iron pipe;

N. 49°52' E., 835.0 feet, to a monument, marked No. 4-A on the map, which is a 2 inch galvanized iron pipe in an 8 inch square concrete monument;

S. 67°38' E., 1127.4 feet, through monuments marked No. 4-B and 4-C on the map, which are iron rods surrounded by 6 inch square concrete monuments, at distances of 382.5 and 1074.4 feet, respectively, from monument No. 4-A, to a monument, marked No. 4-D on the map, which is a 2 inch galvanized iron pipe in an 8 inch square concrete monument;

N. 49°52' E., 2326.7 feet, through monuments, marked No. 4-E, 4-F, 4-G and 4-H on the map, which are iron rods surrounded by 6 inch square concrete collars, at distances of 84.0 feet, 900.0 feet, 1555.0 feet and 2200.0 feet, respectively, from monument No. 4-D, to a monument, marked No. 4-I on the map, which is a 2 inch galvanized iron pipe in an 8 inch square concrete monument;

S. 87°36' E., 1042.4 feet, through a monument, marked No. 4-J on the map, which is an iron rod surrounded by a 6 inch square concrete collar, at a distance of 500.0 feet from monument 4-I, to a monument marked No. 7 on the map, which is a 5 inch pipe with a brass cap marked "Agua Clara Watershed, Gatun Water Supply";

S. 87°40' E., 2592.3 feet, through a monument marked No. 8 on the map, similar to the above, at a distance of 1872.4 feet from monument No. 7, to a monument marked No. 9 on the map, similar to the above;

S. 87°43' E., 479.5 feet, to a monument marked No. 10 on the map, similar to the above;

S. 87°41' E., 598.6 feet, to a monument marked No. 10-A on the map, similar to the above;

S. 87°19' E., 796.7 feet, to a monument marked No. 11 on the map, which is a 1½ inch galvanized iron pipe 100 feet west of the center line of the Panama Railroad right-of-way (Center line of track span towers) and about midway between track span towers 10-5 and 10-6;

On a curve to the northwest, concentric with and 100 feet distant from the center line of the Panama Railroad right-of-way (Center line of track span towers) the chord of which curve bears N. 49°36' E., 1,548.4 feet to a monument marked No. 11-A on the map, which is a 3 inch pipe in a concrete base, located on the north slope of a high bank, and marking the point of tangency of said curve, between track span towers 10-13 and 10-14;

S. 88°23' E., 2,084.7 feet, along a line parallel to and 100 feet northerly of the center line of the Panama Railroad right-of-way (Center line of track span towers) to a monument marked No. 12 on the map which is a concrete block, 5 inches square, about midway between track span towers 10-20 and 11-1, on the shore of Quebrancha Arm of Gatun Lake, about one (1) foot above the high-water level;

Northerly along the shore of said Quebrancha Arm of Gatun Lake to a monument marked No. 13 on the map, which is a 1½ inch galvanized iron pipe, about two (2) feet above the high-water level, the geographic position of which is in latitude 9°17' N. plus 4,789.8 feet, and longitude 79°52' W. plus 4,756.2 feet;

Due West, 1,376.8 feet, to a monument marked No. 14 on the map, similar to the above, cemented into the rock bottom of a small stream;

N. 89°56' W., 1,395.8 feet, to a monument marked No. 15 on the map, similar to the above, located on the westerly bank of a small stream;

N. 89°59' W., 515.7 feet, to a monument marked No. 16 on the map, similar to the above, located on the top of a ridge;

Due West, 554.4 feet, to a monument marked No. 17 on the map, similar to the above, located on the top of a ridge;

S. 89°14' W., 300.7 feet, to a monument marked No. 18 on the map, similar to the above;

S. 75°13' W., 896.4 feet, to a monument marked No. 18-A on the map, which is a concrete block, 5 inches square, marked "M. R. 18A";

S. 75°04' W., 4,591.5 feet, through monuments marked No. 18-B, 18-C, 18-D and 19 on the map, similar to the above, at distances of 857.5 feet, 1,714.0 feet, 2,605.0 feet, 3,862.8 feet, respectively, from monument 18-A, to a monument marked No. 20 on the map, which is a brass plug cemented into the concrete floor of a bridge on the old road from Fort William D. Davis to Colon, about 6 inches below the surfacing of gravel and oil; a brass plug is placed in line on the east guard wall of the bridge, and the bearing and distance from monument No. 20 to a similar brass plug placed on the west guard wall of the bridge is S. 75°04' W., 12.9 feet;

Due West, 1,702.1 feet, through a monument marked No. 21 on the map, which is a concrete block, 5 inches square marked "M. R. 21," located on the north side of the old road from Fort William D. Davis to Colon, north of a drainage ditch and just west of a small culvert, at a distance of 410.8 feet from monument No. 20, to a monument marked No. 22 on the map, which is a brass plug cemented into and flush with the surface of the Bolivar Highway, one (1) foot from the westerly edge of the highway and at the north entrance to Fort William D. Davis, between two (2) small masonry towers;

N. 30°36' W., 1,334.4 feet, through monuments, marked No. 22¼, 22½ and 22¾ on the map, which are 6 inch square concrete monuments, at distances of 346.5 feet, 733.8 feet and 991.1 feet, respectively, from monument No. 22, to a monument, marked No. 22-A on the map, similar

to the above, from which, monument No. 2-J of Parcel No. 1 is N. 30°36' E., 168.1 feet;

S. 32°32' W., 1,629.6 feet, to a monument, marked No. 22-B on the map, similar to the above, located at the P. C. of a curve;

On a curve to the left (R=1,835.1 feet) to a monument, marked No. 22-C on the map, similar to the above (The direct bearing and distance from No. 22-B to No. 22-C is S. 26°47' W., 369.3 feet);

On a curve to the left (R=1,835.1 feet) to a monument, marked No. 22-D on the map, similar to the above, located at the P. T. of a curve (The direct bearing and distance from No. 22-C to No. 22-D is S. 15°13' W., 369.3 feet);

S. 09°27' W., 1,727.7 feet, to a monument, marked No. 22-E on the map, similar to the above;

S. 16°45' W., 393.8 feet, to a monument, marked No. 22-F on the map, similar to the above, located at the P. C. of a curve;

On a curve to the left (R=1,885.1 feet) to a monument marked No. 22-G on the map, similar to the above (The direct bearing and distance from No. 22-F to No. 22-G is S. 00°10' W., 608.4 feet);

On a curve to the left (R=1,885.1 feet) to a monument, marked No. 22-H on the map, similar to the above, located at the P. T. of a curve (The direct bearing and distance from No. 22-G to No. 22-H is S. 18°26' E., 608.4 feet);

S. 27°43' E., 201.7 feet, to a monument, marked No. 22-I on the map, similar to the above;

S. 25°56' E., 140.0 feet, to the point of beginning.

PARCEL NO. 3

Beginning at a concrete monument, 5 inches square, marked Point of Beginning on Panama Canal drawing No. M-6105-1, located 100.0 feet westerly from the center line of the Panama Railroad right-of-way (Center line of track span towers) and opposite track span tower 5-13 minus 20 feet, the geographic position of which monument, referred to the Panama-Colon datum of the Canal Zone triangulation system, is in latitude 9°16' N., plus 5,925.6 feet, and longitude 79°55' W., plus 697.7 feet; from this monument the bearing and distance to the concrete monument which is the point of beginning of Parcel No. 1, previously described, is S. 19°39'30" E., 1,468.9 feet;

Thence from said initial point, by metes and bounds:

Northerly along a line parallel to and 100.0 feet westerly from the center line of the Panama Railroad right-of-way (Center line of track span towers) to a monument, marked No. 1 on the map, which is a 1½ inch galvanized iron pipe, located opposite track span tower 4-16, from which monument the bearing and distance to monument No. 24 of Parcel No. 1, is S. 89°56' E., 199.6 feet; the geographic position of monument No. 1 being in latitude 9°17' N., plus 4,292.5 feet, and longitude 79°55' W., plus 732.2 feet;

N. 85°59' W., 997.7 feet, to a monument, marked No. 2 on the map, similar to the above, located on a ridge 500 feet easterly from the center line of the Panama Canal;

N. 86°00' W., 114.3 feet, to a monument marked No. 3 on the map, similar to the above, located on the east bank of the Panama Canal opposite Panama Canal station 308 plus 10;

N. 86°00' W., continuing on the last course, to a point marked No. 3-A on the map, located on the shore line of the Panama Canal;

Southerly along the shore line of the Panama Canal 3,100 feet, more or less, to a point marked No. 4 on the map;

Due East, 125 feet, more or less, to a monument marked No. 5 on the map, which is a 1½ inch galvanized iron pipe, the geographic position of which is in latitude 9°17' N., plus 1,301.7 feet, and longitude 79°55' W., plus 2,207.6 feet;

S. 89°40' E., 537.5 feet, to a monument, marked No. 6 on the map, similar to the above;

S. 12°11' E., 1,593.8 feet, to a monument marked No. 7 on the map, similar to the above;

N. 77°49' E., 650.6 feet to the point of beginning.

The directions of the lines refer to the true meridian and were determined by deflection angles from known azimuths of the Canal Zone triangulation system.

The above-described tracts contain a total area of 1,502 acres, more or less, divided as follows: Parcel No. 1, 115 acres, more or less; Parcel No. 2, 1,264 acres, more or less; Parcel No. 3, 123 acres, more or less.

The above-described area was surveyed by the 11th Engineers, U. S. Army, in July, 1933; the Quartermaster Corps, U. S. Army, in December, 1935; and by the Section of Surveys, The Panama Canal, in June, 1936, and in May, 1937; and is as shown on Panama Canal Drawing M-6105-1, dated July 30, 1937, on file in the Governor's Office, Balboa Heights, Canal Zone, and in the Department Engineer's Office, Panama Canal Department, U. S. Army, Corozal, Canal Zone.

SEC. 2. *Civil jurisdiction of Canal Zone.*—The areas of land composing this reservation shall continue to be subject to the civil jurisdiction of the Canal Zone Government in conformity with the provisions of the Canal Zone Code.

SEC. 3. *Restrictions respecting use of lands.*—The military authorities shall erect on this reservation no structure within two hundred feet of the banks of the Panama Canal, and The Panama Canal shall have the right to use areas not contiguous to barracks or quarters for the pasturage of cattle, provided that the pasturage areas shall be available for use by troops when required for military maneuvers or target practice.

SEC. 4. *Certain prior orders superseded.*—This order supercedes Executive Orders Nos. 3203 of December 22, 1919, and 6848 of September 15, 1934, relating to the Fort William D. Davis Reservation, Canal Zone; and any lands affected by such orders and not contained within the areas described in this order are hereby released from the said reservation.

FRANKLIN D. ROOSEVELT

THE WHITE HOUSE,
February 5, 1938.

[No. 7806]

[F. R. Doc. 38-410; Filed, February 7, 1938; 11:17 a. m.]

TREASURY DEPARTMENT.

Bureau of Customs.

[T. D. 49378]

IMPORTATION OF WILD ANIMALS AND BIRDS FROM CHINA

FEBRUARY 3, 1938.

To Collectors of Customs and Others Concerned:

Pursuant to article 622 (c) of the Customs Regulations of 1937¹ you are advised that under the laws and regulations of China the taking or killing in, or exportation from that country of wild animals and birds is restricted. Consequently, collectors of customs should require consular certificates pursuant to the provisions of section 527 of the Tariff Act of 1930 (U. S. C., title 19, sec. 1527) before permitting the entry of such animals and birds or parts or products thereof imported directly or indirectly from China.

[SEAL]

JAMES H. MOYLE,
Commissioner of Customs.

[F. R. Doc. 38-413; Filed, February 7, 1938; 12:19 p. m.]

DEPARTMENT OF THE INTERIOR.

Bureau of Reclamation.

FIRST FORM RECLAMATION WITHDRAWAL, COLUMBIA BASIN PROJECT, WASHINGTON

JANUARY 11, 1938.

The SECRETARY OF THE INTERIOR.

SIR: In accordance with the authority vested in you by the Act of June 26, 1936 (49 Stat., 1976) it is recommended

¹ 2 F. R. 1873 (DI).

that the following described lands be withdrawn from public entry under the first form withdrawal as provided in Section 3, Act of June 17, 1902 (32 Stat., 388).

COLUMBIA BASIN PROJECT, WASHINGTON

Willamette Meridian

T. 15 N., R. 24 E.,
sec. 24, SW $\frac{1}{4}$;
T. 15 N., R. 25 E.,
sec. 20, N $\frac{1}{2}$;
T. 15 N., R. 26 E.,
sec. 2, SW $\frac{1}{4}$ NW $\frac{1}{4}$;
sec. 6, NE $\frac{1}{4}$ and NW $\frac{1}{4}$ SE $\frac{1}{4}$.

Respectfully,

JOHN C. PAGE, Commissioner.

The foregoing recommendation is hereby approved, as recommended, and the Commissioner of the General Land Office will cause the records of his office and the local land office to be noted accordingly.

OSCAR L. CHAPMAN,
Assistant Secretary.

JANUARY 14, 1938.

[F. R. Doc. 38-393; Filed, February 5, 1938; 9:55 a. m.]

Division of Grazing.

MONTANA GRAZING DISTRICT No. 1

MODIFICATION

JANUARY 5, 1938.

Under and pursuant to the provisions of the act of June 28, 1934 (48 Stat. 1269), as amended by the act of June 28, 1936 (49 Stat. 1976), Departmental order of July 11, 1935, establishing Montana Grazing District No. 1 is hereby revoked as far as it affects the following-described lands, such revocation to be effective upon the reservation of the lands for the Black Coulee Migratory Waterfowl Refuge:

MONTANA

Principal Meridian

T. 34 N., R. 25 E.,
sec. 23, all;
sec. 24, N $\frac{1}{2}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$;
sec. 26, N $\frac{1}{2}$ N $\frac{1}{2}$.

OSCAR L. CHAPMAN,
Acting Secretary of the Interior.

[F. R. Doc. 38-395; Filed, February 7, 1938; 10:33 a. m.]

Division of Territories and Island Possessions.

[I. C. C. No. 241¹]

THE ALASKA RAILROAD

LOCAL PASSENGER TARIFF NO. 195-A

Naming round trip excursion fares from stations on the Alaska Railroad in Alaska to Anchorage, Alaska account Winter Sports Tournament and Fur Rendezvous, February 19 to 22, 1938.

Issued under authority of Rule 52 Interstate Commerce Commission Tariff Circular No. 18-A. Issued: January 14, 1938. Effective February 15, 1938. Authority: Act, March 12, 1914 and Executive Order No. 3861. Issued by: O. F. Ohlson, General Manager, Anchorage, Alaska.

GENERAL RULES AND REGULATIONS

1. *Stations from and to which this tariff applies.*—This tariff applies from all Rail Line stations. This tariff applies only to Anchorage, Alaska. Conductor picking up passenger

¹ No supplement will be issued to this tariff except for the purpose of cancelling the tariff.

at non-agency station will handle passenger to first agency station where ticket must be secured from originating station to final destination.

2. *Dates of sale.*—February 15, 16, 17, 18, 19, 20 and 21, 1938.

3. *Final return limit.*—February 27, 1938. Return trip to be completed prior to midnight of final limit.

4. *Stopovers.*—Stopovers will not be permitted in either direction.

5. *Tickets.*—Use Form L-14 Round Trip Excursion Tickets.

6. *Children.*—Tickets may be sold at one-half the fares named herein for children five years of age and under twelve years of age, sufficient to be added to make fare end in "0" or "5". Children under five years of age will be carried free when accompanied by parent or guardian.

7. *Baggage.*—No baggage will be checked on tickets sold under this tariff.

8. *Tickets non-transferable.*—All tickets sold at fares named herein are non-transferable and will be valid only for transportation of passenger for whom originally purchased. Passenger must sign the back of return portion of ticket.

9. *Fares.*—One first class fare for the round trip. First class fares are shown in Local Passenger Tariff No. 42-B, I. C. C. 177, supplements thereto and reissues thereof.

The above is hereby confirmed.

RUTH HAMPTON,
Assistant Director.

FEBRUARY 2, 1938.

[F. R. Doc. 38-392; Filed, February 5, 1938; 9:55 a. m.]

National Bituminous Coal Commission.

[Order No. 213]

AN ORDER MODIFYING ORDER NO. 140, AND SUPPLEMENTING THE SCHEDULE OF MINIMUM PRICES FOR COALS OF CODE MEMBERS PRODUCED WITHIN DISTRICT NO. 15 BY ADDING THERETO A SCHEDULE OF PRICES TO BE KNOWN AS "TRUCK MINE PRICE SCHEDULE NO. 1—DISTRICT NO. 15"

The National Bituminous Coal Commission having by its Order No. 140, determined and established the minimum prices of coals of code members produced within District No. 15, as set forth in "Price Schedule No. 1—District No. 15," and having determined that the provisions of subsections (a) and (b) of Part II of Section 4 of the Act and the purposes thereof will be carried out more effectively by supplementing the aforesaid schedule by a truck mine price schedule as hereinafter provided:

Now, therefore, pursuant to Act of Congress entitled "An Act to regulate interstate commerce in bituminous coal, and for other purposes" (Public, No. 48, 75th Cong., 1st sess.), known as the Bituminous Coal Act of 1937, the National Bituminous Coal Commission hereby orders:

1. That the minimum prices of coals of code members produced within District No. 15, established in "Price Schedule No. 1—District No. 15," are hereby supplemented as set forth in "Truck Mine Price Schedule No. 1—District No. 15," filed this day in the office of the Secretary of the Commission and made a part hereof by reference as though fully set forth herein, and such minimum prices, as shown in said Truck Mine Price Schedule No. 1, shall be and are hereby determined and established as the minimum prices of coals of code members within District No. 15, and shall be effective at 12:01 o'clock A. M., on the 18th day of February, 1938.

2. That said Order No. 140, and Price Schedule No. 1—District No. 15, except as modified herein and by said Truck Mine Price Schedule No. 1—District No. 15, shall remain in full force and effect.

3. That the Secretary of the Commission shall forthwith mail copies of this Order and "Truck Mine Price Schedule

No. 1—District No. 15" to the Consumers' Counsel, the Secretaries of the Bituminous Coal Producers' Boards and to Code Members within District No. 15; shall cause copies of this Order and said "Truck Mine Price Schedule No. 1—District No. 15" to be made available for inspection by all interested parties at the Secretary's office of the Commission and at all Statistical Bureaus of the Commission; and shall cause to be published a copy of this Order in the FEDERAL REGISTER.

By order of the Commission.

Dated this 3rd day of February, 1938.

[SEAL]

F. WITCHER McCULLOUGH, Secretary.

TRUCK MINE PRICE SCHEDULE NO. 1, DISTRICT NO. 15

Truck mine schedule of minimum prices for coals of code members produced within District No. 15, established pursuant to the provisions of the "Bituminous Coal Act of 1937." Effective: February 18, 1938.

Issued: February 3, 1938.

F. W. McCULLOUGH, Secretary.

PRICE INSTRUCTIONS

1. The schedule of prices shown herein applies F. O. B. trucks or wagons at mines, on all coal produced by Code Members in the District shown on the title page hereof.

2. All Prices are subject to the Marketing Rules and Regulations issued by the National Bituminous Coal Commission.

3. If any size is made for which a price is not designated herein, such size shall be sold at the price applicable to the next larger size.

4. All size designations herein are for round hole screens. When other types of screens are used the round hole equivalent shall control the size.

5. All Prices herein are per net ton of 2,000 pounds F. O. B. transportation facilities at the mines unless otherwise designated.

6. When coal is subjected to any chemical, oil, or waxing process, an additional charge of not less than 10¢ per net ton shall be made.

7. Not less than the actual cost of transporting coal from the ordinary loading facilities at the mines to any consumer shall be added to the established minimum price F. O. B. transportation facilities at the mine.

The cost of such transportation is subject to review by the Commission on complaint or upon its own motion. In every case reviewed by the Commission the Code Member shall have the burden of establishing or proving that the cost so charged was an accurate cost commensurate with the service actually rendered.

8. Any Code Member Mine not listed in this Index for shipment by truck shall observe the schedule of prices applicable to adjacent mines having similar quality coal.

Equivalent Round Hole Size of Bar Screens

Bar spacing:	Round hole equivalent
¾"	1 ¼"
1"	1 ½"
1 ¼"	2"
1 ½"	2 ½"
2"	3"
2 ½"	3 ½"
3"	4"
4"	5"
5"	6"
	7 ½"

PRODUCTION GROUPS DEFINED

Group No. 1.—All mines located in Cherokee, Crawford, Bourbon, Neosho, Labette and Wilson Counties, Kansas; and Barton, Jasper, and that portion of Vernon County lying south of an east and west line drawn through the town of Nevada in Missouri.

Group No. 2.—All mines located in Linn County, Kansas; and Bates, Henry, St. Clair and Johnson Counties; and

¹ 2 F. R. 3331 (DI).

that portion of Vernon County lying north of an east and west line drawn through the town of Nevada in Missouri.

Group No. 3.—All mines located in Boone, Callaway, Randolph, Macon, Linn, Grundy, Harrison, Adair, Chariton, Schuyler, Putnam, and Ralls Counties, in Missouri.

Group No. 4.—All mines located in Ray, Clay, Caldwell, Daviess, Clinton, and Carroll Counties in Missouri.

Group No. 5.—All mines located in Lafayette County, Missouri.

Group No. 6.—All mines located in Osage, Franklin, and Coffey Counties, Kansas.

Group No. 7.—All mines operating on the genuine McAlester seam in Pittsburg and Latimer Counties, Oklahoma.

Group No. 8.—All mines operating on the Wilburton-Hartshorne seams in Pittsburg and Latimer Counties, Oklahoma.

Group No. 9.—All mines located in Coal County, Oklahoma.

Group No. 10.—All mines located in Okmulgee County, Oklahoma.

Group No. 11.—All mines located in Tulsa, Wagoner, Rogers, Nowata and Craig Counties, Oklahoma.

Group No. 12.—All mines located in Muskogee County, Oklahoma.

Group No. 13.—All mines located in Johnson, Leavenworth, and Wyandotte Counties, Kansas.

Group No. 14.—All mines located in the State of Texas.

Code Member Index

PRODUCTION GROUP NO. 1

Name	County	Mine	Size group ¹
Alston Coal Company	Crawford	Alston	
Apex Coal Company	Crawford	Aper	
Atkinson Coal Co.	Cherokee	Atkinson #4	
Arma Coal Company	Crawford	Sheridan #21	
Bainter Coal Co.	Jasper	Bainter	
Baker, Russell	Cherokee	Russell Baker Coal Co.	
Bennett & Fuller Coal Co.	Cherokee	Bennett & Fuller	
The Ben Hur Coal Co.	Crawford	Peerless	
Blue Ridge Coal Co., The	Vernon	Blue Ridge Strip	
Brassart, Jos.	Cherokee	Jos. Brassart Custom Coal	
Brennan Coal Co.	Crawford	Brennan	
Brown & Crowe	Crawford	Mine #1	
Bunker Hill Coal Works	Crawford	Bunker Hill Coal Works	
Calvin Coal Co.	Crawford	Calvin Coal Co.	
Cherokee County Line Coal Co.	Cherokee	Cherokee County Line	
Clemens Coal Co.	Barton	No. 22	
Clemens Coal Co.	Crawford	No. 23	
Commercial Fuel Co.	Crawford	No. 1	
Commercial Fuel Co.	Cherokee	No. 2	
Cornell Coal Co.	Vernon	Cornell	
Crescent Coal Co.	Crawford	Crescent	
Cunningham Coal Co.	Cherokee	Mine #1	
Custom Coal Co.	Barton	Custom Coal Co.	
D. S. & L. Coal Co.	Crawford	D. S. & L. Coal Co.	
Dauben Coal Co.	Bourbon	Dauben Coal Co.	
DeGasper Coal Co.	Crawford	DeGasper	
Diamond Coal Co.	Vernon	Mulberry #2	
Dittman-Wachter Coal Co.	Crawford	No. 2	
Eagle-Cherokee Coal Mfg. Co.	Crawford	Eagle	
Ellis Coal Co.	Vernon	Ellis Coal Co.	
Elm Branch Coal Co.	Crawford	Mine #1	
Green & Avery Coal Co.	Crawford	Green & Avery Coal Co.	
Gubbio Coal Co.	Crawford	Gubbio	
H. & H. Coal Mining Co.	Barton	H. & H.	
Robert Holt	Cherokee	Holt No. 1	
Imperial Fuel Co.	Cherokee	Imperial	
Jewsbury, C. A.	Vernon	Jewsbury	
Johnson & Son, C. F.	Dade	Johnson Coal Field	
Kelly-Carter Coal Co.	Crawford & Bourbon	Kelly-Carter	
Kieri Bros. Coal Co.	Cherokee	Kieri "Dinky"	
Herman Kruger	Crawford		
Kurent, Adolf	Crawford	Kurent Coal Co.	
Little, Warren	Bourbon	Double Eagle Coal Co.	
Lone Star Coal Co.	Crawford	Lone Star	
McGrath & Son Coal Co.	Crawford	McGrath & Son	
McKay Coal Co.	Barton	Mine #1	
McMahon & Waller Construction Co.	Vernon	Strip Mine #2	
Machine Coal Co.	Crawford	Machine	
Mayberry, F. M.	Vernon	Mayberry Pit	
Menghini Coal Co.	Crawford	Menghini	
Mertz, Frank	Crawford	Frank Mertz	
Mineral Products Co.	West Mineral	Plant No. 1	
Mulberry-Cherokee Coal Co.	Crawford	Mulberry-Cherokee	
Neher Coal Co.	Crawford	Neher	
Paterson Coal Co.	Cherokee	No. 1	
Patton, M. G.	Cherokee	M. G. Patton	

¹ Schedule applies on all sizes.

Code Member Index—Continued

PRODUCTION GROUP NO. 1—Continued

Name	County	Mine	Size group ¹
Pioneer Coal Co.	Crawford	Pioneer	
Pittsburgh & Midway Coal Mining Company	Cherokee	No. 15	
Pittsburgh & Midway Coal Mining Company	Crawford	No. 17	
Royal-Cherokee Coal Co.	Barton	Mulberry #2	
Red Arrow Coal Co.	Crawford	Red Arrow	
Richardson & Bro., Jno. T.	Cherokee	Mine #1	
Roberts & Sons	Cherokee	"Dinky"	
Smith, Erwin	Cherokee	Erwin Smith	
South Badley Coal Co.	Crawford	Newland & Haynie	
Thornhill Coal Co.	Vernon	Thornhill	
Tullis Coal Co.	LaBette	Tullis	
Umbria Coal Company	Crawford	Umbria	
United Coal Co.	Crawford	Mackie J.	
Vanduker, Frank, Sr.	LaBette	Vanduker	
Victor Fuel Coal Co.	Crawford	Victor	
Western Coal & Mining Co.	Crawford	No. 23	
Western Coal & Mining Co.	Crawford	No. 24	
West Union Coal Co.	Crawford	West Union	
Whetstone & Kennedy Coal Co.	Crawford	Whetstone & Kennedy Coal Co.	
Wilson Coal Co.	Crawford	Wilson Coal Co.	
Wyatt Coal Co.	Crawford	Wyatt Coal Co.	

PRODUCTION GROUP NO. 2

Barron, W. M.	Linn	Jarred
Bowen Coal Co.	Henry	Bowen
Carpenter & Smith	Henry	Carpenter & Smith
Cooper Coal Co.	Johnson	Cooper Coal Co.
Crowe Coal Co.	Henry	Reliance
Crowe-Brady Coal Co.	Henry	Crowe-Brady
Crowe-Fulton-Spangler Coal Company	Henry	Crowe-Fulton-Spangler
County Line Coal Mine	Henry	County Line
Donaldson-Ryan Coal Co.	Bates	Mine #5
Draper, Howard (Draper Coal Co.)	Johnson	Draper
Eekles & Son	Pettis	Eekles
Economy Coal Co.	Bates	Economy Coal
Four Coal Co.	Vernon	Four Coal Co.
Hall Coal Co.	Bates	Hall
Hamilton Coal Co.	Bates	Foster
Hestand Coal Co., J. H.	Henry	Hestand Coal Co.
Hollopeter, W. I.	St. Clair	Hollopeter Coal Co.
Hromek, J. W.	Linn	Lucky Strike
Hudson-Frazier Coal Co.	Henry	Hudson-Frazier
Hume-Stelcar Coal Mfg. Co.	Bates	Pine
J. & W. Coal Co.	Bates	J & W
Jonnum Coal Co.	Linn	Jonnum Coal
Kramer Coal Co., N.	Johnson	Kramer Coal
Lane Coal Co.	Henry	Lane
Laurence, W. P.	Linn	Hall's
Lee & Phalen Coal Co.	Linn	Lee & Phalen
McComb, Jack (McComb Coal Co.)	Bates	McComb
McMahon & Waller Const. Co.	Bates	McMahon & Waller #1
Miles Bros. Coal Co.	Bates	Blue Ribbon
Mound City Coal Co.	Linn	No. 1
Miller C Co., Bert.	Bates	Bert Miller
Nace Bros.	Johnson	Nace Bros.
Panther Creek Coal Co.	Bates	Panther Creek
Pearson, J. D.	Bates	Pearson
Pence Coal Co.	Henry	Pence
Ritchie Coal Co.	Bates	Ritchie
Robinson Coal Co.	Bates	Mohawk
Shelton, J. S.	Linn	Star Valley Coal Co.
Star Cooperative Coal Mine	Bates	Star Cooperative
Tebo Coal Co.	Henry	Tebo
Tierney, Tom	Linn	Tierney Coal Co.
Windsor Coal Co.	Henry	Windsor

PRODUCTION GROUP NO. 3

Ahlhom Coal Co.	Macon	Ahlhom
Arthur Scott Mine	Adair	Arthur Scott
Atterberry & Kaufman	Randolph	Atterberry-Kaufman
Baiotto Coal & Mining Co.	Adair	Baiotto
Benson Coal Co.	Randolph	Benson Coal
Binkley Mining Co. of Mo.	Macon	Bee-Veer
Blacksmith Coal Co.	Adair	Blacksmith Coal Co.
Bradley Coal Co.		Bradley
Brandow, Wm.	Randolph	
Bucklin Coal Co.	Linn	Bucklin
Burgin Coal Co., Earl	Randolph	Burgin
Cannon, E. E.	Randolph	
Chariton River Coal Co.	Adair	Chariton River
Clark Coal Co.	Putnam	Clark
Cribbs Coal Co.	Randolph	Cribbs
Cross & Sons, Lee	Randolph	Cross Coal
Cross & Sons, Lee	Ray	Lee Coal Co.
Daniels Coal Co.	Adair	Daniels Coal Co.

¹ Schedule applies on all sizes.

Code Member Index—Continued

PRODUCTION GROUP NO. 3—Continued

Name	County	Mine	Size group ¹
Doleshy, Wm.	Randolph	Doleshy Coal	
Dunn, Mode.	Callaway	Model Dunn Coal Co.	
England, Bros.	Boone	England Bros.	
Filkins, C. O.	Adair	C. O. Filkins Coal	
Gohring Coal Co.	Callaway	Gohring Coal Co.	
Gordon, W. H.	Linn	Wine Coal	
Gorham Coal Co.	Randolph	Gorham	
Hannah & Sons Coal Co.	Randolph	Hannah Coal	
Harris, Martin	Randolph	Harris	
Hill Coal Company	Randolph	Hill	
Home Coal Co. of Macon	Macon	No. 1	
Harris & Morris	Callaway	Harris & Morris	
Harris & Peneston	Callaway	Harris & Peneston	
Harrison County Coal Co.	Harrison	Harrison County Coal Co.	
Hedges Coal Co.	Randolph	Hedges	
Hill-Gohring Coal Co.	Callaway	Hill-Gohring	
Huntsville-Sinclair Mng. Co.	Randolph	Mark Twain	
Keota Coal Co.	Macon		
Kribbs Coal Co., W. F.	Randolph	W. F. Kribbs	
Lewis, Mark	Randolph	Lewis	
Lovell Coal Co.	Randolph	Busy Bee	
McGee Coal Co.	Boone	McGee Coal Co.	
Macon County Coal Co.	Macon	Mine #88	
Martinsburg Coal & Mng. Co.	Adair	Martinsburg	
Medlin & Mark	Putnam	Medlin & Mark	
Melbourne Coal Co.	Harrison	Melbourne Coal Co.	
Middle River Coal Co.	Callaway	Middle River Coal Co.	
K. C. Midland Coal & Mng. Co.	Callaway	Midland #8	
Marriott-Reed Coal Co.	Randolph	Marriott-Reed	
Monteair Coal Co.	Callaway	No. 11	
Miners Coal Co.	Callaway	Miners Coal Co.	
Neal Coal Co., Harvey	Boone	Harvey Neal C. Co.	
Nejedly Bros. Coal Co.	Randolph	Nejedly Bros.	
Nichols Coal Co.	Boone	Nichols Coal Co.	
Nienober Bros. Coal Co., J. M. & Otis	Boone	Nienober	
O'Ellott Producers Assn.	Randolph	O'Ellott	
Owen, Henry	Callaway	Henry Owen	
Pierson Coal Co., Clyde	Callaway	Clyde Pierson Coal Co.	
Pollock, Foster (Warren Co. Coal Co.)	Warren	Warren Co. Coal Co.	
Ransom, Walter R. (Thomas Hill Coal Mng. Co.)	Randolph	Thomas Hill Coal Mng. Co.	
Riverside Coal Co.	Adair	Riverside	
Rose Hill Coal Co.	Adair	Rose Hill	
Runsey & Hatfield	Randolph	Runsey & Hatfield	
Sartor & Mosley	Callaway	Sartor & Mosley	
Schaefer, Leo	Linn	Leo Schaefer	
Schaefer, Raymond	Linn	Raymond Schaefer	
Shy, Charles	Callaway	Shy Coal Co.	
Smarr, Geo. W.	Boone	Garret	
Tharp, Coal Co., Ed.	Boone	Tharp	
Tharp & Jennings Coal Co.	Boone	Tharp & Jennings	
Trenton Mining Co.	Grundy	Trenton Mining Co.	
Vanlaningham, Dee J.	Adair	Ewing & Vanlaningham	
Willie, James G.	Randolph	James G. Willie	
Woods Coal Co.	Boone	Woods	

PRODUCTION GROUP NO. 4

Allshire, Jack (R. & H. Coal Co.)	Ray	Richmond-Henrietta
Albertson Coal Co.	Ray	South Point
Anderson, H. L.	Ray	Anderson Coal Co.
Bates Coal Co.	Ray	Bates
Blair Coal Co.	Ray	Blair Coal Co.
Blair Coal Co., Dave	Ray	
Boothe Coal Co.	Clay	Boothe #1
Boyce Coal Co., Thos	Ray	Thos. Boyce Coal Co.
Camden Coal Co.	Ray	No. 2
Clark, T. J.	Ray	T. J. Clark Coal Co.
Clark-Wilson Coal Co.	Ray	Clark-Wilson Coal Co.
Conrow Coal Co.	Ray	Conrow
Crescent Coal Co.	Clay	Crescent Lake
Desiderio, John	Clay	Desiderio
Dockery Coal Co.	Ray	Dockery Coal Co.
Driskell, Claude W.	Ray	#21
Due Coal Co.	Ray	Due Coal Co.
Earley, Elmer J.	Ray	
Elmira Coal Co.	Ray	Elmira
Finck-Calvin Coal Co.	Ray	Finck-Calvin Coal Co.
Goddard, Wilbur	Caldwell	Hill Coal Co.
Hill, Okel	Ray	No. 14
Hubbell-Hamilton Coal Co.	Ray	Lee Coal Co.
Lee Coal Co.	Ray	East End
McBrien, Hark	Ray	McCluskey Coal Co.
McCluskey Coal Co.	Ray	Major Grimes
Major Grimes Coal Co.	Ray	Megonnigil
Megonnigil, J. A.	Ray	No. 17
Mercantile Coal & Mng. Co.	Ray	Missouri City Coal Co.
Missouri City Coal Co.	Clay	
Moore Coal Co.	Ray	Moore Coal Co.
Mosby Coal & Mining Co.	Clay	Mosby
Peacock Coal Co.	Ray	Peacock Coal Co.
Pickering Coal Co.	Ray	No. 12
Pickering Coal Co., Geo.	Ray	White

¹ Schedule applies on all sizes.

Code Member Index—Continued

PRODUCTION GROUP NO. 4—Continued

Name	County	Mine	Size group ¹
Pickering Dev. Co., Geo	Ray	No. 11	
Producers Coal Assn.	Ray	No. 14	
Randle Coal Co., Horace	Ray	No. 10	
Ray Coal Co.	Ray	No. 1	
Ray County Coal Co.	Ray	No. 23	
Rayville Coal Company	Ray	Rayville	
Rice Coal Co.	Clay	Rice	
Richmond City Coal Co.	Ray	Richmond City Coal Co.	
Sharp, M. H.	Ray	Sharp	
Smith & Sanders Coal Co.	Ray	Ward	
Thomas Bros. Coal Co.	Ray	A. L. Bang	
Vibbard Mining Co.	Ray	Vibbard	
Ward-Shea Coal Co.	Ray	Shea	
Winston Coal Co.	Davies		
Woods Bros. Coal & Mng. Co.	Clay	Mosby No. 2	

PRODUCTION GROUP NO. 5

Atwood, Geo. M.	Lafayette	Atwood
Banks & Sons, Ira O.	Lafayette	Bank's
Burrow, James	Lafayette	Black Diamond
Caldwell & Curtis	Lafayette	Rocky Branch
Cognard, Rene	Lafayette	
Corder, Austin	Lafayette	Corder's
Domestic Coal Co.	Lafayette	Imperial
Eastabrooks Coal Mine	Lafayette	Eastabrooks
Fallman, Edward	Lafayette	Fallman
Farmers Coal Mining Co.	Lafayette	No. 7
Farmers Coal Mining Co.	Lafayette	No. 10
Gann, L. R.	Lafayette	Camp Ground
Gaskay & Borgstadt	Lafayette	G & B
Goring, Frank & Belliker, Ed	Lafayette	
Hamilton & Son Coal Co.	Lafayette	Hamilton
Hayward, B.	Lafayette	Wegener
Heiple, Harry	Lafayette	Heiple
Holtzoff, Henry	Lafayette	Holtzoff
Iles, Bradley	Lafayette	Iles
Jellic & Hotmer Coal Co., Inc.	Lafayette	No. 1 or Daisy
Jellic & Hotmer Coal Co., Inc.	Lafayette	No. 2 or Hartman
Jellic & Hotmer Coal Co., Inc.	Lafayette	No. 3
Kelso & Hughes	Lafayette	Kelso-Hughes
Knehan, Arthur	Lafayette	Arthur Knehan
Kosmiski & Son	Lafayette	Kosmiski & Son
Kronsbein, Henry	Lafayette	Kronsbein's
Lafayette County Coal Co.	Lafayette	Lafayette County
Lexington Coal Co.	Lafayette	Lexington
Marth, Otto H.	Lafayette	Marth
Moore, Cain	Lafayette	Cain Moore
Murrell, Ted	Lafayette	Murrell
Obert, James	Lafayette	Jack's
Peek Coal Mining Co., Frank	Lafayette	The Wilson
Peek Coal Co., H. S.	Lafayette	Peek's
Piper, Arthur A.	Lafayette	Sand Spring
Popejohn, John	Lafayette	Popejoy
Schieber, Wm	Lafayette	Schieber
Schweningerdt & Muck Coal Co.	Lafayette	Schweningerdt & Muck
Schumacher, Edward	Lafayette	Schumacher Coal
Smith, P. B.	Lafayette	P. B. Smith
Stalworth, L. R.	Lafayette	Stalworth
Starkebaum, Walter J. O.	Lafayette	Starkebaum
Summers, Emmet	Lafayette	Summers
Tyler, Bryan	Lafayette	Tyler
Wellington Coal Co.	Lafayette	No. 3
Western Coal & Mining Co.	Lafayette	West
Western Coal & Mining Co.	Lafayette	Woodrow
Whitley, Harvey	Lafayette	Stalworth
Wilcox & Co., N. T.	Lafayette	Wilcox
Wilson Mining Co.	Lafayette	Wilson
Winfrey, D. E.	Lafayette	Stalin
Winfrey, D. E.	Lafayette	Riley

PRODUCTION GROUP NO. 6

A. & G. Coal Co.	Osage	A. & G.
Bell Coal Co.	Osage	Bell No. 2
Bell Coal Co.	Osage	Bell No. 3
Brindle, L. E.	Franklin	
Burlingame Coal Co.	Osage	Burlingame
Cagle, G. H.	Franklin	
Cagle, John	Franklin	
Carr & Morgan (John M. Carr)	Osage	Seranbur
Central Coal Co.	Osage	Central
Couch Coal Co.	Franklin	Couch No. 1
Coffman Coal Co.	Osage	Coffman
Didier & Parre	Osage	Didier & Parre
Duvall, Calvin (Duvall Coal Co.)	Franklin	Crownest
Elliott, G. W.	Osage	Elliott
Fogle Mfg. & Mining Co., Walter	Franklin	
Hotchkiss Coal Co.	Osage	Hotchkiss
J. C. Coal Co.	Osage	Curley
Jones, Perry	Osage	
Kansas Coal Co.	Osage	No. 6
Klondike Coal Co.	Osage	Klondike

¹ Schedule applies on all sizes.

Code Member Index—Continued

PRODUCTION GROUP NO. 6—Continued

Name	County	Mine	Size group ¹
Labor Exchange Coal Co.	Osage	Labor Exchange	
Meisner, C. W.	Franklin	Meisner	
Meisner, C. Floyd	Franklin	Meisner	
Mid Western Coal Co.	Osage	Mid Western	
Miners Fuel Co.	Osage	Miners Fuel Co.	
Moore, Art & Moore Hallie	Franklin	Moore	
Morgan, Art F.	Osage	Morgan	
No. 7 Coal Co.	Osage	No. 7	
Osage City Coal Co.	Osage	No. 30	
Parkins Coal Co.	Franklin	Parkins No. 2	
Red Top Coal Co.	Osage	Red Top	
Standard Coal Co.	Osage	Standard	
Sunflower Coal Co.	Osage	Sunflower	
Western Fuel Co.	Osage	No. 11	
Zimmerman, Paul (Zimmerman Coal Co.)	Osage	Zimmerman	

PRODUCTION GROUP NO. 7

Banner Coal Co.	Pittsburg	Banner No. 4	
Blanco Mining Co.	Pittsburg	No. 3	
Baker Coal Co.	Pittsburg	Baker	
Collins Coal Co.	Pittsburg	Collins	
Craig Coal Co.	Pittsburg	Craig	
DeFrance Coal Co.	Pittsburg	DeFrance	
Dow Pioneer Coal Co.	Pittsburg	No. 10	
Homer Bros.	Pittsburg	Homer	
Hodgens, Raymond	Pittsburg	Hodgens	
McAlester-Alderson Coal Co.	Pittsburg	No. 1	
McAlester Coal Mining Co.	Pittsburg	Banner	
Mullen Coal Co.	Pittsburg	Julian	
New Blanko Coal Co.	Pittsburg	New Blanko	
Samples Coal Mining Co.	Pittsburg	No. 4	
A. L. Bokenis	Pittsburg	No. 4	
T. & F. Coal Co.	Pittsburg	T. & F.	
Trougher, O. D.	Pittsburg	Trougher	
Victor Coal Co.	Pittsburg	Adamson #7	

PRODUCTION GROUP NO. 8

A & P Coal Co.	Latimer	A & P Coal Co.	
Adams, Fred	Latimer	Adams	
Bernardi Coal Co.	Pittsburg	Bernardi Mines	
Cecil & Sons Coal Co., Loyd	Pittsburg	Cecil's No. 1	
L. C. Flener	Latimer	Flener	
Gallamore, Ed	Pittsburg	Gallamore	
Gertis, Mike	Latimer		
Hartshorne Coal Co.	Latimer	No. 1	
Hartshorne Valley Coal Corp.	Latimer	Hartshorne Valley	
Lott, Stanley	Latimer	Lott	
McKinnon & Jones Coal Co.	Pittsburg	McKinnon & Jones	
Mud Creek Coal Co.	Pittsburg	Mud Creek	
Pfeiffer Coal Co.	Pittsburg	Pfeiffer Mine	
Pocahontas Producers Coal Co.	Pittsburg	Pocahontas	
Potomac Ridge Coal Co.	Latimer	Potomac Ridge #1	
Johnson & Bates	Pittsburg	Pierce	
Jerry Riedl	Latimer	Kala-Inla #1	
Jerry Riedl	Pittsburg	Kala-Inla #4	
Rogers & French	Pittsburg	Mine #1	
Strickley, Antone	Pittsburg	Old Forty	
T. B. M. Coal Co.	Latimer	#7-Wilburton	
Wilburton Coal Co.	Latimer	Woods #1	
Woods Coal Co.	Latimer	Woods #1	
Zemaitis, Tony	Pittsburg	Mine #1	

PRODUCTION GROUP NO. 9

Adams Coal Co., C. J.	Coal	Adams Coal Co.	
D. & B. Coal Co.	Coal	Cleland	
Dawley & Yalch	Coal		
E. & C. Coal Co.	Coal	E. & C. Coal Co.	
Glasco & Miller	Coal	Glasco & Miller	
Jones Coal Co., Inc., Tom	Coal	Tom Jones #1	
M. L. & G. Coal Co.	Coal	M. L. & G. Coal Co.	
Midway Coal Co.	Coal	Midway Coal Co.	
Samuel's Coal Co., J. W.	Coal	Mine #21	
Wells Coal Co.	Coal	Wells	

PRODUCTION GROUP NO. 10

Acme Coal & Mining Co.	Okmulgee	Acme	
Atlas Coal Corp.	Okmulgee	Atlas	
Berkey Coal Co., Joe	Okmulgee	Wadsworth	
Ben Hur Coal Co.	Okmulgee	Sun	
Ben Hur Coal Co.	Okmulgee	Blackstone	
Brooks & Shepard	Okmulgee	Monkey	

¹ Schedule applies on all sizes.

Code Member Index—Continued

PRODUCTION GROUP NO. 10—Continued

Name	County	Mine	Size group ¹
Big Four Coal Co.	Okmulgee	Big Four	
Central Valley Coal Co.	Okmulgee	Central Valley Coal Co.	
Coalton Coal Co., The	Okmulgee	Coalton	
McGennis Coal Co.	Okmulgee	McGennis	
Monkey Coal Co.	Okmulgee	Monkey	
Purity Mining Co.	Okmulgee	P & M	
The Starr Coal Co.	Okmulgee	Starr	
Warden-Pullen Coal Co.	Okmulgee	Warden	

PRODUCTION GROUP NO. 11

Acme Coal Co.	Tulsa	Acme	
Adamson Coal Mining Co.	Tulsa	Adamson	
Bennett Coal Co., E. G.	Craig	Bennett	
Besse Coal & Inv. Co.	Rogers	Steam Shovel	
Carr, Charles E.	Tulsa	Acme Coal Co.	
Choctaw Coal Co.	Tulsa	Choctaw	
Claremore Coal & Coke Co.	Rogers	Sequoiah	
Dubois, Chas. R. (Besse Coal Co.)	Rogers	Besse	
Geiger & Veal	Rogers	Catoosa Coal Co.	
Hickory Coal Co.	Tulsa	Old Hickory	
Independent Coal Co.	Tulsa	Independent	
Jenks Coal Co.	Tulsa	Jenks	
Liberty Coal Co.	Tulsa	Liberty	
Lightning Creek Coal Co.	Craig	Lightning Creek	
McNabb Coal Co.	Rogers	McNabb	
Munson Coal Mine, Ray L.	Rogers	Munson	
Norris, W. S.	Rogers		
Parker Mine (Guy F. Parker)	Craig	Parker	
Porter Coal Co.	Wagoner	Porter	
Scott Coal Co., Robert L.	Craig		
Seneca Coal & Coke Co.	Wagoner	No. 2	
Seneca Coal & Coke Co.	Wagoner	No. 4	

PRODUCTION GROUP NO. 12

Adamson, H. L. (H. L. Adamson Coal Co.)	Muskogee	H. L. Adamson	
Black Jack Coal Co.	Muskogee	Black Jack	
Briartown Coal Co.	Muskogee	Briartown	
Gray, C. E. & Reeves, R. H.	Muskogee	Gray & Reeves	
Hicks, A. L.	Muskogee	A. L. Hicks	
Lowe, H. W.	Muskogee	Lowe	
McAlpine, Geo.	Muskogee	McAlpine	
Frank C. Perry & Brunz a Perry	Muskogee	Perry	
Reeves, R. H.	Muskogee	Reeves	
Snith Coal Co., A. R.	Muskogee	Smith	

PRODUCTION GROUP NO. 13

Home Riverside Coal Mines	Leavenworth	No. 1	
Mavity, A. J.	Leavenworth	Black Beauty	

PRODUCTION GROUP NO. 14

Rutler, John	Wise	Shipley	
Campbell, J. G.	Young	Hardy	
Deep Vein Coal Co.	Young	Deep Vein	
Deep Vein Coal Co. (Hatfield, P. O., & Castano, Ry.)	Young	Deep Vein	
Farabee, R. J.	Young	Whiskey Creek	
House & Byrnes	Wise		
Obel, G. H.	Palo Pinto	Obel's	
Singleton, C. B.	Wise	Singleton	

¹ Schedule applies on all sizes.

Production Group No. 1—Truck Mine Prices per Net Ton of 2,000 Pounds

[Minimum Prices F. O. B. Transportation Facilities at Mines for All Coal Loaded Into Trucks or Wagons at the Mines of All Code Members in Production Group No. 1]

Size:	Price
Lump	\$2.85
Nut, 3 x 2"	3.00
Nut, 3 x 1 1/4"	2.85
Nut, 2 x 1 1/4"	2.70
Chestnut, 1 1/4 x 3/4"	2.45
Mine Run	2.15
Nut-Slack, 2 x 0"	2.10

Production Group No. 1—Truck Mine Prices per Net Ton of 2,000 Pounds—Continued

Size:	Price
Nut-Slack, 3 x 0"	\$2.10
Special Stoker, 1 x 5/16"	2.00
Screenings, 1 1/4 x 0"	1.40

For sizes not included herein refer to table following price instructions.

Production Group No. 2—Truck Mine Prices per Net Ton of 2,000 Pounds

[Minimum Prices F. O. B. Transportation Facilities at Mines for All Coal Loaded Into Trucks or Wagons at the Mines of All Code Members in Production Group No. 2]

Size:	Price
Lump	\$2.80
Nut, 3 x 2"	2.85
Nut, 3 x 1 1/4"	2.70
Nut, 2 x 1 1/4"	2.65
Chestnut, 1 1/4 x 3/4"	2.40
Mine Run	2.15
Nut-Slack, 2 x 0"	2.05
Nut-Slack, 3 x 0"	2.05
Screenings, 1 1/4 x 1/4"	1.95
Screenings, 1 1/4 x 1/2"	1.95
Screenings, 1 1/4 x 0"	1.75
Screenings, 1 1/4 x 0" (Washed)	1.95

For sizes not included herein refer to table following price instructions.

Production Group No. 3—Truck Mine Prices per Net Ton of 2,000 Pounds

[Minimum Prices F. O. B. Transportation Facilities at Mines for All Coal Loaded Into Trucks or Wagons at the Mines of All Code Members in Production Group No. 3, Except Coal Moving Into Market Areas Nos. 107-108-109-110 (Iowa)¹]

Size:	Price
Lump	\$2.80
Nut, 3 x 2"	2.70
Nut, 3 x 1 1/4"	2.55
Nut, 2 x 1 1/4"	2.50
Chestnut, 1 1/4 x 3/4"	2.25
Mine Run	2.15
Nut-Slack, 2 x 0"	1.65
Nut-Slack, 3 x 0"	1.65
Screenings, 1 1/4 x 1/4"	1.80
Screenings, 1 1/4 x 1/2"	1.80
Screenings, 1 1/4 x 0"	1.20
Screenings, 1 1/4 x 0" (Washed)	1.80

For sizes not included herein refer to table following price instructions.

[Minimum Prices F. O. B. Transportation Facilities at Mines for All Coal Loaded Into Trucks or Wagons at the Mines of All Code Members in Production Group No. 3]

Size:	Price
Lump	\$2.80
Nut, 3 x 2"	2.70
Nut, 3 x 1 1/4"	2.70
Nut, 2 x 1 1/4"	2.65
Chestnut, 1 1/4 x 3/4"	2.65
Mine Run	2.75
Nut-Slack, 2 x 0"	1.95
Nut-Slack, 3 x 0"	1.95
Screenings, 1 1/4 x 1/4"	1.80
Screenings, 1 1/4 x 1/2"	1.80
Screenings, 1 1/4 x 0"	1.95

For sizes not included herein refer to table following price instructions.

Mines in Grundy, Harrison, Adair, and Putnam Counties selling coal for delivery into Market Areas Nos. 107-108-109-110 (Iowa) shall use the above prices.

Production Group No. 4—Truck Mine Prices per Net Ton of 2,000 Pounds

[Minimum Prices F. O. B. Transportation Facilities at Mines for All Coal Loaded Into Trucks or Wagons at the Mines of All Code Members in Production Group No. 4]

Size:	Price
Lump	\$3.45
Nut, 3 x 2"	3.30
Nut, 3 x 1 1/4"	3.15
Nut, 2 x 1 1/4"	3.00
Mine Run	2.95
Nut-Slack, 2 x 0"	2.15
Nut-Slack, 3 x 0"	2.15
Screenings, 1 1/4 x 0"	1.10

For sizes not included herein refer to table following price instructions.

¹ See next table.

Production Group No. 5—Truck Mine Prices per Net Ton of 2,000 Pounds

[Minimum Prices F. O. B. Transportation Facilities at Mines for All Coal Loaded Into Trucks or Wagons at the Mines of All Code Members in Production Group No. 5]

Size:	Price
Lump	\$3.45
Nut, 3 x 2"	3.30
Nut, 3 x 1 1/4"	3.15
Nut, 2 x 1 1/4"	3.00
Mine Run	2.95
Nut-Slack, 2 x 0"	2.15
Nut-Slack, 3 x 0"	2.15
Screenings, 1 1/4 x 0"	1.10

For sizes not included herein refer to table following price instructions.

Production Group No. 6—Truck Mine Prices per Net Ton of 2,000 Pounds

[Minimum Prices F. O. B. Transportation Facilities at Mines for All Coal Loaded Into Trucks or Wagons at the Mines of All Code Members in Production Group No. 6]

Size:	Price
Lump	\$3.45
Mine Run	3.45

For sizes not included herein refer to table following price instructions.

Production Group No. 7—Truck Mine Prices per Net Ton of 2,000 Pounds

[Minimum Prices F. O. B. Transportation Facilities at Mines for All Coal Loaded Into Trucks or Wagons at the Mines of All Code Members in Production Group No. 7]

Size:	Price
Lump, 2 1/2" (or over)	\$4.95
Egg, 6 x 2 1/2"	4.95
Egg-Nut, 6 x 1 1/4"	4.45
Nut, 2 1/2 x 1 1/4"	3.95
Chestnut, 1 1/4 x 3/4"	2.20
Mine Run	3.00
Nut Run, 2 1/2 x 0"	1.80
Screenings, 1 1/4 x 0"	1.35

For sizes not included herein refer to table following price instructions.

Production Group No. 8—Truck Mine Prices per Net Ton of 2,000 Pounds

[Minimum Prices F. O. B. Transportation Facilities at Mines for All Coal Loaded Into Trucks or Wagons at the Mines of All Code Members in Production Group No. 8]

Size:	Price
Lump, 2 1/2" (or over)	\$4.45
Egg, 6 x 2 1/2"	4.45
Egg-Nut, 6 x 1 1/4"	3.95
Nut, 2 1/2 x 1 1/4"	3.45
Chestnut, 1 1/4 x 3/4"	2.20
Mine Run	3.00
Nut Run, 2 1/2 x 0"	1.80
Screenings, 1 1/4 x 0"	1.35

For sizes not included herein refer to table following price instructions.

Production Group No. 9—Truck Mine Prices per Net Ton of 2,000 Pounds

[Minimum Prices F. O. B. Transportation Facilities at Mines for All Coal Loaded Into Trucks or Wagons at the Mines of All Code Members in Production Group No. 9]

Size:	Price
Lump, 2 1/2" (or over)	\$4.45
Egg, 6 x 2 1/2"	4.45
Egg-Nut, 6 x 1 1/4"	3.95
Nut, 2 1/2 x 1 1/4"	3.45
Chestnut, 1 1/4 x 3/4"	2.20
Mine Run	3.00
Nut Run, 2 1/2 x 0"	1.80
Screenings, 1 1/4 x 0"	1.35

For sizes not included herein refer to table following price instructions.

Production Group No. 10—Truck Mine Prices per Net Ton of 2,000 Pounds

[Minimum Prices F. O. B. Transportation Facilities at Mines for All Coal Loaded Into Trucks or Wagons at the Mines of All Code Members in Production Group No. 10]

Size:	Price
Lump, 2½" (or over).....	\$3.70
Egg, 6 x 2½".....	3.70
Egg-Nut, 6 x 1½".....	3.25
Nut, 2½ x 1½".....	2.80
Chestnut, 1½ x ¾".....	1.70
Mine Run.....	2.40
Nut Run, 2½ x 0".....	1.55
Screenings, 1½ x 0".....	1.10

For sizes not included herein refer to table following price instructions.

Production Group No. 11—Truck Mine Prices per Net Ton of 2,000 Pounds

[Minimum Prices F. O. B. Transportation Facilities at Mines for All Coal Loaded Into Trucks or Wagons at the Mines of All Code Members in Production Group No. 11]

Size:	Price
Lump, 2½" (or over).....	\$3.70
Egg, 6 x 2½".....	3.70
Egg-Nut, 6 x 1½".....	3.35
Nut, 2½ x 1½".....	3.05
Chestnut, 1½ x ¾".....	1.95
Mine Run.....	2.25
Nut Run, 2½ x 0".....	1.55
Special Stoker, 1 x ¾".....	1.35
Screenings, 1½ x 0".....	1.10

For sizes not included herein refer to table following price instructions.

Production Group No. 12—Truck Mine Prices per Net Ton of 2,000 Pounds

[Minimum Prices F. O. B. Transportation Facilities at Mines for All Coal Loaded Into Trucks or Wagons at the Mines of All Code Members in Production Group No. 12—Oklahoma "Smithing Coal"]

Size:	Price
Crushed Mine Run, bulk.....	\$5.32 Per Ton.
Crushed Mine Run, sacked.....	7.27 Per Ton. ¹
Lump, over 2½".....	5.82 Per Ton.

¹ From this price of \$7.27 per ton may be deducted \$1.75 per ton when buyer furnishes sacks.

For sizes not included herein refer to table following price instructions.

Production Group No. 13—Truck Mine Prices per Net Ton of 2,000 Pounds

[Minimum Prices F. O. B. Transportation Facilities at Mines for All Coal Loaded Into Trucks or Wagons at the Mines of All Code Members in Production Group No. 13]

Size:	Price
Lump, 2½" (or over).....	\$3.45
Mine Run.....	3.45

For sizes not included herein refer to table following price instructions.

[F. R. Doc. 38-406; Filed, February 7, 1938; 10:43 a. m.]

[Order No. 214]

AN ORDER PROVIDING FOR A HEARING TO RECEIVE EVIDENCE TO ENABLE THE COMMISSION TO REVIEW THE APPLICATION OF BASE RATES AND FREIGHT RATE ADJUSTMENTS BETWEEN AND AMONG DISTRICTS NOS. 1 TO 8 INCLUSIVE, AS NOW ESTABLISHED IN THE PRICE SCHEDULES IN EFFECT FOR THESE DISTRICTS

The National Bituminous Coal Commission, pursuant to Act of Congress entitled "An Act to regulate interstate commerce in bituminous coal, and for other purposes" (Public, No. 48, 75th Cong., 1st sess.), known as the Bituminous Coal Act of 1937, hereby orders and directs:

1. That on the 24th day of February, 1938, commencing at the hour of ten o'clock A. M., in the Hearing Room of the Commission in the Walker Building, Washington, D. C., a hearing, at which all interested parties may appear and

be heard, will be held for the purpose of receiving evidence to enable the Commission to review the application of base rates and freight rate adjustments between and among Districts Nos. 1 to 8 inclusive, as now established in the price schedules in effect for these districts.

2. That the Secretary of the Commission shall forthwith mail copies of this Order to the Consumers' Counsel, to the Secretaries of the Bituminous Coal Producers Boards and to Code Members within Districts Nos. 1 to 8 inclusive; and shall cause to be published a copy of this Order in the FEDERAL REGISTER.

By order of the Commission.

Dated this 5th day of February, 1938.

[SEAL]

F. WITCHER McCULLOUGH, Secretary.

[F. R. Doc. 38-407; Filed, February 7, 1938; 10:43 a. m.]

[Order No. 215]

AN ORDER MODIFYING ORDER NO. 95, AS MODIFIED BY ORDERS NOS. 131, 163, 179 AND 190, AND SUPPLEMENTING THE SCHEDULE OF MINIMUM PRICES FOR COALS OF CODE MEMBERS PRODUCED WITHIN DISTRICT NO. 7 BY ADDING THERETO A SCHEDULE OF PRICES TO BE KNOWN AS "TRUCK MINE PRICE SCHEDULE NO. 1—DISTRICT NO. 7"

The National Bituminous Coal Commission having by its Order No. 95, as modified by Orders Nos. 131, 163, 179 and 190, determined and established the minimum prices of coals of code members produced within District No. 7, as set forth in "Price Schedule No. 1—District No. 7," as supplemented by Supplements Nos. 1, 2, 3 and 4, and having determined that the provisions of sub-sections (a) and (b) of Part II of Section 4 of the Act and the purposes thereof will be carried out more effectively by supplementing the aforesaid schedule and supplements by a truck mine price schedule as hereinafter provided:

Now, therefore, pursuant to Act of Congress entitled "An Act to regulate interstate commerce in bituminous coal, and for other purposes" (Public, No. 48, 75th Cong., 1st sess.), known as the Bituminous Coal Act of 1937, the National Bituminous Coal Commission hereby orders:

1. That the minimum prices of coals of code members produced within District No. 7, established in "Price Schedule No. 1—District No. 7," as supplemented by Supplements Nos. 1, 2, 3, and 4 to Price Schedule No. 1—District No. 7, are hereby further supplemented as set forth in "Truck Mine Price Schedule No. 1—District No. 7," filed this day in the office of the Secretary of the Commission and made a part hereof by reference as though fully set forth herein, and such minimum prices, as shown in said Truck Mine Price Schedule No. 1, shall be and are hereby determined and established as the minimum prices of coals of code members within District No. 7, and shall be effective at 12:01 o'clock A. M., on the 21st day of February, 1938.

2. That said Order No. 95, as modified by Orders Nos. 131, 163, 179, and 190 and Price Schedule No. 1—District No. 7, and Supplements Nos. 1, 2, 3, and 4 thereto, except as modified herein and by said Truck Mine Price Schedule No. 1—District No. 7, shall remain in full force and effect.

3. That the Secretary of the Commission shall forthwith mail copies of this Order and "Truck Mine Price Schedule No. 1—District No. 7" to the Consumers' Counsel, the Secretaries of the Bituminous Coal Producers Boards and to Code Members within District No. 7; shall cause copies of this Order and said "Truck Mine Price Schedule No. 1—District No. 7" to be made available for inspection by all interested parties at the Secretary's office of the Commission and at all Statistical Bureaus of the Commission; and shall cause to be published a copy of this Order in the FEDERAL REGISTER.

By order of the Commission.

Dated this 5th day of February, 1938.

[SEAL]

F. WITCHER McCULLOUGH, Secretary.

¹ 2 F. R. 3032, 3311, 3387 (DI); 3 F. R. 85, 139 (DI).

Code Member Index—Continued

POCAHONTAS DISTRICT—Continued

Code member	Mine	Seam	Size group numbers								
			1	2	3	4	5	6	7	8	9
Pocahontas Fuel Co., Inc.	Sagamore	Poca. #1	B	B	B	H	B	B	B	C	C
Polaski Iron Company	Pulaski	Poca. #2	B	H	B	H	B	B	D	D	D
Thanne Coal Co.	No. 1	Poca. #3	B	B	B	H	H	B	D	D	D
Turkey Gap Coal & Coke Co.	Wenonah	Poca. #4	C	C	C	C	B	B	B	B	B
United Pocahontas Coal Co.	Indian Ridge	Poca. #5	B	B	B	B	B	B	C	C	C
Leland Coal & Coke Co.	Upland	Poca. #6	B	B	B	B	B	B	D	D	D
Weyanoke Coal & Coke Co.	Arista	Poca. #7	C	C	C	C	C	B	B	B	B
Weyanoke Coal & Coke Co.	Hawatha	Poca. #8	C	C	C	C	C	B	H	B	B
Winding Gulf Colliery Co.	Louisville	Poca. #9	B	B	B	H	B	B	C	C	C

TUG RIVER DISTRICT

Atlantic Smokeless Coal Co.	Aso.	Davy-Sewell	C	C	C	C	C	B	B	C
Atwell & Son, Cleveland.	Cleveland Atwell & Son	War Creek	D	D	D	D	D	D	D	C
Beamer Pocahontas Coal Co.	Benmer	Davy-Sewell	D	B	B	B	B	B	B	C
Beamer Pocahontas Coal Co.	Della	Red Ash	B	B	B	B	B	B	B	C
Beamer Pocahontas Coal Co.	Jack	Red Ash	C	C	C	C	C	B	B	C
Bradshaw Coal Co.	Bradshaw	Bradshaw	A	A	A	A	A	A	A	D
Cardiff Pocahontas Coal Co.	Cardiff	Bradshaw	A	A	A	A	A	A	A	D
Carlin Coal Co.	Caretta #5	War Creek	D	D	A	D	D	D	L	L
Carter Coal Co.	Oiga #1	Poca #1	B	B	B	B	B	B	B	D
Carter Coal Co.	Oiga #2	Poca #1	B	B	B	B	B	B	B	D
Carter Coal Co.	Theima	Davy-Sewell	C	C	C	C	C	B	B	C
Cash Pocahontas Coal Co.	Exelsior #1	War Creek	D	D	D	D	D	D	D	C
Edmor Coal Co.	Edmor	Welch	B	B	B	B	B	B	B	C
Jacobs Fork Poca. Coal Co.	Jacobs Fork	Poca #3	B	B	B	B	B	B	B	D
Jewell Ridge Coal Corp.	Jewell Ridge	Jewell	A	A	A	A	A	A	A	D
Jewell Ridge Coal Corp.	Jewell Valley	Jewell	A	A	A	A	A	A	A	D
Kingston Pocahontas Coal Co.	Exeter	Poca. 3 & 4	B	B	B	B	B	B	B	D
Kingston Pocahontas Coal Co.	Warwick	Welch	B	B	B	B	B	B	B	C
Legato Trent Coal Co.	Trent	Red Ash	B	B	B	B	B	B	B	C
New River & Poca. C. C. Co.	No. 1	Poca. #3	B	B	B	B	B	B	B	D
New River & Poca. C. C. Co.	No. 5	Poca. #5	A	B	A	B	A	B	A	E
New River & Poca. C. C. Co.	No. 11	Poca. 3 and 4	B	B	B	B	A	B	B	D
Oxford, J. R.	Alex Harman	War Creek	D	D	D	D	D	D	D	D
Pocahontas Corporation.	No. 31	Poca. # 5	A	A	A	A	A	A	A	D
Pocahontas Corporation.	No. 32	Poca. #5	A	A	A	A	A	A	A	D
Pocahontas Corporation.	No. 33	Poca. #3	A	A	A	A	A	A	A	D
Pocahontas Red Bird Mng. Co.	Red Bird	Red Ash	B	B	B	B	B	B	B	C
Pond Creek Pocahontas Co.	No. 1	Poca. #1	C	C	C	C	C	H	D	D
Pond Creek Pocahontas Co.	No. 3	Beckley	D	D	D	D	D	D	D	G
Pond Creek Pocahontas Co.	No. 4	Beckley	D	D	D	D	D	D	D	G
Premier Poca. Colliery Co.	Premier	Welch	B	B	B	B	B	B	B	C
Susanna Pocahontas Coal Co.	Susanna	Fire Creek	D	D	D	D	D	C	C	E
U. S. Coal & Coke Co.	All Mines	Poca. 3 and 4						C	C	
Warrior Coal Company	Warrior	War Creek	D	D	D	D	D	D	D	L
Yukon Poca. Coal Co.	Yukon	War Creek	D	D	D	D	D	D	D	L

WINDING GULF DISTRICT

Amigo Coal Co.	Amigo	Poco #3	C	C	C	C	C	B	B	B	B
Black Eagle Smokeless Coal Company	Black Eagle	Poco #3	C	C	C	C	C	B	B	B	B
Brule Smokeless Coal Co.	Brule	Poco #3	C	C	C	C	C	B	B	B	B
Buckeye Coal & Coke Co.	Buckeye #3	Poco #3	C	C	C	C	C	B	B	B	B
Bush, W. F.	Glad Creek	Beckley	B	B	B	B	B	B	B	A	A
Cole Coal Co.	Princeton	Beckley	B	B	B	B	B	B	B	A	A
Collins Colliery Co.	Collins	Sewell	A	B	A	B	A	B	B	A	B
Crab Orchard, Impr. Co.	Eccles #5	Beckley	B	B	B	B	B	B	B	A	B
Crab Orchard, Impr. Co.	Eccles #6	Beckley	B	B	B	B	B	B	B	A	B
Davis, G. E.	Fineville	Sewell	B	B	B	B	B	B	B	B	B
Douglas Coal Co.	Douglas	Fire Creek	C	C	C	C	C	B	B	B	B
Fire Creek Domestic Coal Co.	Hunter	Fire Creek	C	C	C	C	C	B	B	B	B
Fire Creek Fuel Co.	Hunter No. 1	Fire Creek	C	C	C	C	C	B	B	B	B
Fire Creek Fuel Co.	Hunter No. 2	Fire Creek									
Furrow Coal Co., J. J.	Furrow	Beckley	B	B	B	B	B	B	B	B	B
Gaston Coal Co.	Alpha Beckley	Beckley	B	B	B	B	B	B	B	B	B
Goode, Jeff	Goode	Sewell	B	B	B	B	B	B	B	B	B
Griffith Coal Co.	Griffith	Beckley	B	B	B	B	B	B	B	B	B
Griffiths, Mrs. Gertrude	Griffiths Dom. Coal Co.	Beckley	B	B	B	B	B	B	B	B	B
Gulf Smokeless Coal Co.	Tams #1	Beckley	A	A	A	A	A	A	A	A	A
Gulf Smokeless Coal Co.	Tams #2	Beckley	A	A	A	A	A	A	A	A	A
Gulf Smokeless Coal Co.	Wyco	Poco #3	C	C	C	C	C	A	A	B	B
Hall & Meadows	Hall & Meadows	Beckley	B	B	B	B	B	B	B	B	B
Halsey, S. G.	Halsey	Sewell	B	B	B	B	B	B	B	B	B
Henry Furrow Coal Co.	Furrow	Beckley	B	B	B	B	B	B	B	B	B
Hollywood Coal Co.	Hollywood Coal Co.	Beckley	B	B	B	B	B	B	B	B	B
Koppers Coal Co., The	Glen White	Beckley	A	B	A	A	A	B	A	A	A
Koppers Coal Co., The	Helen #5	Beckley	B	A	B	B	B	B	B	A	A
Koppers Coal Co., The	Helen #9	Poco #3	C	C	C	C	C	B	B	A	B
Koppers Coal Co., The	Pemberton No. 2	Beckley									
Koppers Coal Co., The	Stotenburg #5	Beckley	A	C	A	C	A	A	B	A	B
Koppers Coal Co., The	Stotenburg #8	Poco #4	C	C	C	C	C	B	B	B	B
Leony Smokeless Coal Co.	Besoco	Beek Poco. 3	C	C	C	C	C	B	B	B	B
Lickie Fire Creek Coal Co.	Willabet #9	Beckley	C	C	C	C	C	B	B	B	B
Lilly & Hornbrook, Inc.	Crab Orchard	Beckley	B	B	B	B	B	B	B	B	B
Lillybrook Coal Co.	Killarney #3	Poco #3	C	C	C	C	C	B	B	B	B
Lillybrook Coal Co.	Lillybrook #3	Poco #4	C	C	C	C	C	B	B	B	B
MacAlpin Coal Co.	MacAlpin	Beckley	A	C	A	C	A	A	B	A	B
MacAlpin Coal Co.	MacAlpin #2	Poco #4	C	C	C	C	C	A	B	A	B
Mead Coal Co., C. H.	Mead #2	Poco #3	C	C	C	C	C	B	B	B	B
Mead Coal Co., C. H.	Mead #4	Poco #3	C	C	C	C	C	B	B	B	B
Meadows Coal Co., R. W.	Meadows	Beckley	C	C	C	C	C	B	C	B	C
Minter Coal Co., E. C.	Minter	Beckley Poco #3	C	C	C	C	C	B	B	B	B
Morrison Coal Co.	Morrison	Sewell	B	C	B	C	B	B	B	B	B
Nuriva Smo. Coal Co.	Nuriva #2	Poco #3	C	C	C	C	C	B	C	B	B
Pemberton C. & C. Co.	Affinity	Beckley	B	B	C	B	B	B	B	A	

Code Member Index—Continued

WINDING GULF DISTRICT—Continued

Code member	Mine	Seam	Size group numbers								
			1	2	3	4	5	6	7	8	9
Pemberton C. & C. Co.	Big Stick	Beckley	A	A	A	A	A	A	A	A	A
Porterfield Coal Co.	Myrtle	Poco #2	C	C	A	C	C	A	A	A	A
Raleigh-Wyoming Mng. Co.	Glen Rogers	Beckley	A	A	A	A	A	A	A	A	A
Reed, A. L.	Reed	Beckley	B	B	B	B	B	B	B	B	B
Red Jacket Coal Corp.	Wyoming	Sewell	B	B	B	B	B	B	B	B	B
Sewell Smo. Coal Co.	Semoco	Sewell	B	B	B	B	B	B	B	B	B
Slab Fork Coal Co.	Slab Fork	Beckley	A	A	A	A	A	A	A	A	A
Smith Bros. & Snuffer Coal Co.	Smith Bros. & Snuffer	Beckley	B	B	B	B	B	B	B	B	B
Sterling Smo. Coal Co.	Sterling	Fire Creek	C	C	C	C	C	C	C	C	C
Stewart, F. N.	Ida	Sewell	B	B	B	B	B	B	B	B	B
Stover Coal Co.	Stover Coal #1	Beckley	B	B	B	B	B	B	B	B	B
Stover Coal Co.	Stover Coal #2	Beckley	B	B	B	B	B	B	B	B	B
Wacomah Coal Co.	Wacomah	Poco #3	C	C	C	C	C	C	C	C	C
White, J. D.	White	Poco #3	C	C	C	C	C	C	C	C	C
Winding Gulf Coll. Co.	Wind. Gulf 1	Beckley	A	A	A	A	A	A	A	A	A
Winding Gulf Coll. Co.	Wind. Gulf 2	Beckley	A	A	A	A	A	A	A	A	A

Footnotes at end of page.

Truck Mine Prices in Cents per Net Ton of 2,000 Pounds

Price index	Size groups								
	1	2	3	4	5	6	7	8	9
A	345	355	320	250	250	280	290	210	200
B	330	340	330	250	250	280	290	205	195
C	310	310	310	250	250	270	250	200	190
D	305	315	300	235	235	260	250	195	185
E								190	180
F									
G								180	170
H									
J									
K								160	150
L									

HIGH VOLATILE COALS

Size Groups All Market Areas

Group No.	Sizes	Group No.	Sizes
1	6" and larger Block.		
2	4" and 5" Block. 5" x 10" Chunks. 5" x 5" Chunks. 4" x 10" Chunks. 4" x 8" Chunks. 4" x 6" Chunks. 4" x 5" Chunks.	4	1/2" to 2" Lump. 3/4" x 6" Egg. 3" x 5" Egg. 2 1/2" x 5" Egg. 2 1/2" x 5" Egg. 2" x 6" Egg. 3" x 4" Egg.
3	2 1/2" to 3" Lump. 3" x 8" Egg. 3" x 6" Egg.	5	2" x 5" Egg. 2 1/2" x 4" Egg.

HIGH VOLATILE

Code Member Index

Code member	Mine	Seam	Size group numbers													
			1	2	3	4	5	6	7	8	9	10	11	12	13	14
Carter Coal Co.	Seaboard	Lower Seaboard	O	M	M	J	G	K	K	K	B	B			L	L
Hill-Anderson Coal Co., The	Willis Branch	Eagle	O	M	M	J	G	K	K	K	B	B	A	A	A	A
Gauley Mountain Coal Co.	Anstead	No. 2 Gas	O	M	M	J	G	K	K	K	B	B	A	A	A	A
Gauley Mountain Coal Co.	Rich Creek	Coalburg	O	O	O	N	N	N	N	N	G	G	J	J	J	J
Koppers Coal Co.	Beards Fork	No. 2 Gas	O	M	M	J	G	K	K	K	B	B	A	A	A	A
Koppers Coal Co.	Ingram Branch	Eagle	O	M	M	J	G	K	K	K	B	B	A	A	A	A
Koppers Coal Co.	Long Branch	Eagle	O	M	M	J	G	K	K	K	B	B	A	A	A	A
Koppers Coal Co.	Melvale	No. 2 Gas	O	M	M	J	G	K	K	K	B	B	A	A	A	A
Loup Creek Coll. Co.	Loup Creek	Eagle	O	M	M	J	G	K	K	K	B	B	A	A	A	A
Mill Creek Coll. Co.	Mill Creek #2	No. 2 Gas	O	M	M	J	G	K	K	K	B	B	A	A	A	A
Vera Pochontas Coal Co.	Vera No. 1	Big Eagle	O	M	M	J	G	K	K	K	B	B	A	A	A	A
Wilson, M. T.	Cotton Hill	No. 2 Gas	O	M	M	J	G	K	K	K	B	B	A	A	A	A

HIGH VOLATILE COALS—continued

Size Groups All Market Areas—Continued

Group No.	Sizes	Group No.	Sizes
	2" x 1 1/4" Egg. 2" x 4" Egg. 1 1/2" x 6" Egg. 1 1/2" and under. Screened R. O. M.	12	2" Minus—Nut—Slack with top size not exceeding 2". No fines removed.
6	3" and under Stove.	13	1 1/4" Minus—Nut—Slack with top size not exceeding 1 1/4". No fines removed.
7	2" and under top size and 1 1/2" and over bottom size Nut.	14	3/4" Minus—Pea and Slack with top size not exceeding 3/4". No fines removed.
8	1 1/2" and under top size Double Screened Stoker.	15	3/4" Minus—Slack with top size not exceeding 3/4". No fines removed.
9	Straight Mine Run, 8" Resultant.	16	Low grade reject coal separated at tipple or loaded separately in the mine.
10	6" Resultant. 5" Resultant. 4" Resultant.		
11	2 1/2" Minus—Nut—Slack with top size not exceeding 2 1/2". No fines removed.		

Any size larger than the maximum top and/or bottom size shown in a group shall be included in the next higher price group.

Truck Mine Price Index

Size groups	Price index																			
	A	B	C	D	E	F	G	H	J	K	L	M	N	O	P	Q	R	S	T	U
1	335	330	325	320	315	310	305	300	295	290	285	280	275	270	265	260	255	250	245	240
2	335	330	325	320	315	310	305	300	295	290	285	280	275	270	265	260	255	250	245	240
3	325	320	315	310	305	300	295	290	285	280	275	270	265	260	255	250	245	240	235	230
4	310	305	300	295	290	285	280	275	270	265	260	255	250	245	240	235	230	225	220	215
5	300	295	290	285	280	275	270	265	260	255	250	245	240	235	230	225	220	215	210	205
6	290	285	280	275	270	265	260	255	250	245	240	235	230	225	220	215	210	205	200	195
7				265	260	255	250	245	240	235	230	225	220	215	210	205	200	195	190	185
8				265	260	255	250	245	240	235	230	225	220	215	210	205	200	195	190	185
9	240	235	230	225	220	215	210	205												
10	230	225	220	215	210	205	200	195	190	185										
11	210	205	200	195	190	185	180	175	170	165	160	155	150	145						
12	205	200	195	190	185	180	175	170	165	160	155	150	145	140						
13	200	195	190	185	180	175	170	165	160	155	150	145	140	135						
14	190	185	180	175	170	165	160	155	150	145	140	135	130							
15																				
16	210	205	200	195	190	185	180	175	170	165										

Code Member Truck Mine Price Index

HIGH VOLATILE GROUP

Code member	Mine	Size group numbers															
		1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16
Carter Coal Company	Seaboard	270	280	270	270	270	245	235	235	235				150	140		
Hill-Anderson Coal Co., The	Willis Br.	270	280	270	270	270	245	235	235	235	215	210	205	200	190		
Gauley Mountain Coal Company	Anstead	270	280	270	270	270	245	235	235	235	215	210	205	200	190		190
Gauley Mountain Coal Company	Rich Creek	270	270	260	250	240	230	220	210	200	190	170	165	160	150		
Koppers Coal Company	Beards Fork	270	280	270	270	270	245	235	235	235	215	210	205	200	190		
Koppers Coal Company	Ingram Br.	270	280	270	270	270	245	235	235	235	215	210	205	200	190		
Koppers Coal Company	Long Br.	270	280	270	270	270	245	235	235	235	215	210	205	200	190		
Koppers Coal Company	Midvale	270	280	270	270	270	245	235	235	235	215	210	205	200	190		
Loop Creek Coll. Company	Loop Creek	270	280	270	270	270	245	235	235	235	215	210	205	200	190		
Mill Creek Coll. Company	Mill Cr. #2	270	280	270	270	270	245	235	235	235	215	210	205	200	190		
Vers Pocahontas Coal Company	Vers #1	270	280	270	270	270	245	235	235	235	215	210	205	200	190		
Wilson, M. T.	Cotton Hill	270	280	270	270	270	245	235	235	235	215	210	205	200	190		

[F. R. Doc. 38-396; Filed, February 7, 1938; 10:39 a. m.]

[Docket No. 71-FD]

INVESTIGATION OF THE NATURE AND EXTENT OF TRANSACTIONS IN
INTRASTATE COMMERCE IN BITUMINOUS COAL IN THE STATE OF
MISSOURI AND THE EFFECT OF SUCH TRANSACTIONS ON INTER-
STATE COMMERCE IN SUCH COAL

At a Regular Session of the National Bituminous Coal Commission Held at its offices in Washington, D. C., on the 3rd day of February, 1938.

It appearing, That by Orders No. 2 and 64,¹ the Commission upon its own motion entered into and conducted an investigation under the provisions of Section 4-A of the Bituminous Coal Act of 1937, for the purpose of determining the nature and extent of transactions in intrastate commerce in bituminous coal in the State of Missouri and the effect of such transactions upon interstate commerce in such coal; and

It further appearing, That reasonable public notice of a hearing was provided and that at said hearing interested parties were afforded an opportunity to be heard; that the presiding Examiner duly designated by the Commission having filed his report and recommendations and the Commission having given due consideration to said report and recommendations and to the record of the evidence in this proceeding; and, the Commission having on the 3rd day of February, 1938, adopted the Examiner's report and recommendations as its own which said report is hereby referred to and made a part hereof;

Now, therefore, It is by order declared:

That substantially all transactions in bituminous coal in intrastate commerce in the State of Missouri directly affect interstate commerce in such coal; and

¹ 2 F. R. 1266, 2871 (DI).

That there will be an undue or unreasonable advantage, preference or prejudice as between localities in Missouri in such intrastate commerce on the one hand and interstate commerce in bituminous coal on the other hand, and an undue, unreasonable, or unjust discrimination against interstate commerce in such coal if such transactions in interstate commerce or any substantial part thereof are not regulated and subjected to the provisions of Section 4 of the Bituminous Coal Act of 1937.

Therefore, it is further ordered:

1. That on and after the 18th day of February, 1938, all bituminous coal sold, delivered or offered for sale in transactions in intrastate commerce in such coal in all localities within the State of Missouri, shall be subject to the provisions of Section 4 of the Bituminous Coal Act of 1937, to the Bituminous Coal Code, as promulgated by the Commission and made effective on the 21st day of June, 1937, and to all relevant orders of the Commission in effect on the date of this order, as well as all further orders which may thereafter be issued by the Commission under Section 4 of said Act, so as to apply to such intrastate commerce in coal within the State of Missouri.

2. That any producer of bituminous coal in intrastate commerce within the State of Missouri, who may believe that his or its particular transactions in intrastate commerce in bituminous coal should be exempted from this order and/or from the provisions of Section 4 and 4-A of said Bituminous Coal Act of 1937, may file application at any time hereafter for exemption pursuant to the second paragraph of Section 4-A of said Act, and be entitled to a hearing and appropriate orders thereon.

3. That the Secretary of the Commission shall give notice to each known producer of bituminous coal within the State

of Missouri who is not upon the date of this Order a member of the Bituminous Coal Code, by mailing, within five (5) days from this date, a copy of this Order, together with three (3) copies of the Form of Code Acceptance and rules prescribed by the Commission for filing acceptances, and a copy of the Bituminous Coal Code as promulgated under date of June 21, 1937.

The Secretary shall cause a copy of this Order to be published in the FEDERAL REGISTER, and shall also publish a copy thereof in a newspaper of general circulation in each county within the State of Missouri known to produce bituminous coal, publication thereof to be made three (3) times within fourteen (14) days from the date of this Order.

By Order of the Commission.

Dated this 3rd day of February, 1938.

[SEAL] F. WITCHER McCULLOUGH, Secretary.

[F. R. Doc. 38-401; Filed, February 7, 1938; 10:41 a. m.]

[Docket No. 164-PD]

IN THE MATTER OF GEORGE M. JONES COMPANY

TEMPORARY ORDER

The petitioner above named having filed with the Commission on the 6th day of January 1938, pursuant to provisions of Section 4 Part II (d) of the Bituminous Coal Act of 1937, a petition alleging dissatisfaction with certain minimum prices of coals of petitioner produced within District No. 4, and praying for immediate and temporary relief as therein set forth by preliminary or temporary order pending final disposition of such petition; and this matter having come on to be heard before the Commission on the 8th day of January 1938, and it appearing to the Commission that the petitioner has made reasonable showing of necessity for the granting of a temporary order,

Now, therefore, it is hereby ordered:

1. That pending final disposition of the aforesaid petition or until further order of the Commission, Supplement No. 1, Price Schedule No. 1—District No. 4 be and the same is hereby modified and revised to contain the following provision as if the same were more fully set forth therein:

"That 2" Nut and Slack produced at the mines of the George M. Jones Company shall take the minimum price of \$1.75 per net ton f. o. b. mines and shall not be subject to any freight rate adjustment."

2. That except as herein temporarily revised, the Minimum Price Schedules and Supplements thereto, established for District No. 4, shall remain in full force and effect.

3. That a hearing on said petition will be noticed upon further order of the Commission.

4. That the Secretary of the Commission shall forthwith mail copies of this order to the Consumers' Counsel, the Secretaries of the Bituminous Coal Producers' Boards, to code members within District No. 4, and to petitioner; shall cause a copy of this order to be made available for inspection by all interested parties at the office of the Secretary of the Commission and at all Statistical Bureaus of the Commission; and shall cause a copy of this order to be published in the FEDERAL REGISTER.

By order of the Commission.

Dated this 5th day of February, 1938.

[SEAL] F. WITCHER McCULLOUGH, Secretary.

[F. R. Doc. 38-402; Filed, February 7, 1938; 10:41 a. m.]

[Docket No. 224-PD]

IN THE MATTER OF CONSUMERS' COUNSEL ON BEHALF OF KOPPERS COMPANY—SEABOARD DIVISION

TEMPORARY ORDER

The petitioner above named having filed with the Commission on the 14th day of January, 1938, pursuant to provisions

of Section 4 Part II (d) of the Bituminous Coal Act of 1937, a petition alleging dissatisfaction with certain minimum prices of coals of petitioner produced within District No. 7, and praying for immediate and temporary relief as therein set forth by preliminary or temporary order pending final disposition of such petition; and this matter having come on to be heard before the Commission on the 20th day of January, 1938, and it appearing to the Commission that the petitioner has made reasonable showing of necessity for the granting of a temporary order,

Now, therefore, it is hereby ordered:

1. That pending final disposition of the aforesaid petition or until further order of the Commission, that Supplement No. 2, Price Schedule No. 1—District No. 7 (by-product) be and the same hereby is modified and revised to contain the following provision as if the same were more fully set forth therein:

"Low volatile coals indexed as 'A' in said by-product price schedule, sold and used for by-product purposes, moving through tidewater (Hampton Roads, Virginia) for delivery into Market Area No. 1-A (points at Port of New York including Port Chester, New York) shall take a minimum price of \$2.00 per net ton of 2000 lbs. f. o. b. mine."

2. That except as herein temporarily revised, the Minimum Price Schedules and Supplements thereto, established for District No. 7, shall remain in full force and effect.

3. That a hearing on said petition will be noticed upon further order of the Commission.

4. That the Secretary of the Commission shall forthwith mail copies of this order to the Consumers' Counsel, the Secretaries of the Bituminous Coal Producers' Boards, to code members within District No. 7, and to petitioner; shall cause a copy of this order to be made available for inspection by all interested parties at the office of the Secretary of the Commission and at all Statistical Bureaus of the Commission; and shall cause a copy of this order to be published in the FEDERAL REGISTER.

By order of the Commission.

Dated this 5th day of February, 1938.

[SEAL] F. WITCHER McCULLOUGH, Secretary.

[F. R. Doc. 38-404; Filed, February 7, 1938; 10:42 a. m.]

[Docket No. 225-PD]

IN THE MATTER OF CONSUMERS' COUNSEL ON BEHALF OF BROOKLYN UNION GAS CO.

TEMPORARY ORDER

The petitioner above named having filed with the Commission on the 14th day of January, 1938, pursuant to provisions of Section 4 Part II (d) of the Bituminous Coal Act of 1937, a petition alleging dissatisfaction with certain minimum prices of coals of petitioner produced within District No. 7, and praying for immediate and temporary relief as therein set forth by preliminary or temporary order pending final disposition of such petition; and this matter having come on to be heard before the Commission on the 20th day of January, 1938, and it appearing to the Commission that the petitioner has made reasonable showing of necessity for the granting of a temporary order,

Now, therefore, it is hereby ordered:

1. That pending final disposition of the aforesaid petition or until further order of the Commission, that Supplement No. 2, Price Schedule No. 1—District No. 7 (by-product) be and the same hereby is modified and revised to contain the following provision as if the same were more fully set forth therein:

"Low volatile coals indexed as 'A' in said by-product price schedule, sold and used for by-product purposes, moving through tidewater (Hampton Roads, Virginia) for delivery into Market Area No. 1-A (Points at Port of New York including Port Chester, New York) shall take a minimum price of \$2.00 per net ton of 2,000 lbs. f. o. b. mine."

2. That except as herein temporarily revised, the Minimum Price Schedules and Supplements thereto, established for District No. 7, shall remain in full force and effect.

3. That a hearing on said petition will be noticed upon further order of the Commission.

4. That the Secretary of the Commission shall forthwith mail copies of this order to the Consumers' Counsel, the Secretaries of the Bituminous Coal Producers' Boards, to code members within District No. 7, and to petitioner; shall cause a copy of this order to be made available for inspection by all interested parties at the office of the Secretary of the Commission and at all Statistical Bureaus of the Commission; and shall cause a copy of this order to be published in the FEDERAL REGISTER.

By order of the Commission

Dated this 5th day of February, 1938.

[SEAL] F. WITCHER McCULLOUGH, Secretary.

[F. R. Doc. 38-403; Filed, February 7, 1938; 10:42 a. m.]

[Docket No. 226-FD]

IN THE MATTER OF CONSUMERS' COUNSEL ON BEHALF OF CONSOLIDATED EDISON COMPANY OF NEW YORK, INCORPORATED

TEMPORARY ORDER

The petitioner above named having filed with the Commission on the 14th day of January, 1938, pursuant to provisions of Section 4 Part II (d) of the Bituminous Coal Act of 1937, a petition alleging dissatisfaction with certain minimum prices of coals of petitioner produced within District No. 7, and praying for immediate and temporary relief as therein set forth by preliminary or temporary order pending final disposition of such petition; and this matter having come on to be heard before the Commission on the 20th day of January, 1938, and it appearing to the Commission that the petitioner has made reasonable showing of necessity for the granting of a temporary order,

Now, therefore, it is hereby ordered:

1. That pending final disposition of the aforesaid petition or until further order of the Commission, that Supplement No. 2, Price Schedule No. 1—District No. 7 (by-product) be and the same hereby is modified and revised to contain the following provision as if the same were more fully set forth therein:

"Low volatile coals indexed as 'A' in said by-product price schedule, sold and used for by-product purposes, moving through tidewater (Hampton Roads, Virginia) for delivery into Market Area No. 1-A (points at Port of New York including Port Chester, New York) shall take a minimum price of \$2.00 per net ton of 2,000 lbs. f. o. b. mine."

2. That except as herein temporarily revised, the Minimum Price Schedules and Supplements thereto, established for District No. 7, shall remain in full force and effect.

3. That a hearing on said petition will be noticed upon further order of the Commission.

4. That the Secretary of the Commission shall forthwith mail copies of this order to the Consumers' Counsel, the Secretaries of the Bituminous Coal Producers' Boards, to code members within District No. 7, and to petitioner; shall cause a copy of this order to be made available for inspection by all interested parties at the office of the Secretary of the Commission and at all Statistical Bureaus of the Commission; and shall cause a copy of this order to be published in the FEDERAL REGISTER.

By order of the Commission.

Dated this 5th day of February, 1938.

[SEAL] F. WITCHER McCULLOUGH, Secretary.

[F. R. Doc. 38-405; Filed, February 7, 1938; 10:42 a. m.]

No. 27—3

[Docket No. 287-FD]

IN THE MATTER OF FENTRESS COAL AND COKE COMPANY

TEMPORARY ORDER

The petitioner above-named having filed with the Commission on the 29th day of January, 1938, an amended petition pursuant to provisions of Section 4, Part II (d) of the Bituminous Coal Act of 1937, alleging dissatisfaction with certain minimum prices of coals of petitioner produced within District No. 8 and praying for immediate and temporary relief as therein set forth by preliminary or temporary order, pending final disposition of such petition, and the Commission having considered this matter; and it appearing to the Commission that the petitioner has made reasonable showing of necessity for the granting of a temporary order,

Now, therefore, it is hereby ordered:

1. That pending final disposition of the aforesaid petition or until further order of the Commission, the Schedule of Minimum Prices for coals of code members produced within District No. 8 and any and all Supplements thereto established for said District, be and the same hereby are modified and revised to contain the following provisions as if the same were fully set out therein after the Price Indices in Price Schedule No. 1 and Supplements thereto for District No. 8:

"The basis for freight rate adjustment into Market Area No. 87 appearing on Page 31 of Supplement No. 1 is cancelled and deleted.

"The heading and all exceptions now occurring on Page 43 of Supplement No. 1 are cancelled and deleted and the following heading and exceptions are inserted in place thereof:

"District No. 8

"The following exceptions to price schedule for Market Area No. 87 and to water works, Donaldson and Old Hickory, Tennessee, in Market Area No. 35.

"(a) On shipments from all mines located on the Tennessee Central Railroad the designated base rate shall be the lowest rate published by the L. & N. Railroad from District 9 mines to the above stipulated areas (now published as \$1.35 plus 10¢ surcharge) and mines on Tennessee Central Railroad shall increase their mine price by an amount in cents per net ton to equalize the actual freight rate with such base rate.

"(b) On shipments from all mines in District No. 8, except mines located on the Tennessee Central Railroad, the base rate shall be the actual published rate from such mines, to the above stipulated areas.

"(c) On shipments from all mines located on the Tennessee Central Railroad to the above stipulated areas the following changes shall be made in listed mine prices:

"Size Groups 1, 2 and 3 shall be increased 30¢ per ton.

"Size Group 11 may be reduced 10¢ per ton.

"Size Groups 4, 5, 9 and 12 may be reduced 20¢ per ton.

"Size Group 13 may be reduced 25¢ per ton.

"Size Groups 10, 14 and 15 may be reduced 30¢ per ton.

"Size Groups 6, 7 and 8 may be reduced 35¢ per ton.

"(d) On shipments from mines located on the H. & N. E. Railroad to the above stipulated areas the listed mine prices on size groups 1, 2 and 3 shall be increased 30¢ per ton.

"(e) On shipments from mines located on the Tennessee Railroad except mines operating in the Pee-Wee seam, to the above stipulated areas, the listed mine prices on size groups 1, 2 and 3 shall be increased 20¢ per ton.

"(f) On shipments from mines located on the Tennessee Railroad, operating in the Pee-Wee seam, to the above stipulated areas, the listed mine prices on size groups 1, 2 and 3 shall be increased 30¢ per ton and on size groups 4 and 5 shall be increased 10¢ per ton.

"(g) On shipments from mines located on the Kentucky and Tennessee Railroad, to the above stipulated areas, the

¹ 2 F. R. 3040, 3281, 3388 (DI); 3 F. R. 101, 136, 140, 303 (DI).

listed mine prices on size groups 1, 2 and 3 shall be increased 20¢ per ton.

"(h) On shipments from all mines in the Southern Appalachian sub-district not located on the Tennessee Central, H. & N. E., Tennessee, and Kentucky and Tennessee Railroads, to the above stipulated areas, the listed mine prices on size groups 1, 2 and 3 shall be increased 10¢ per ton.

"The following exceptions to price schedule for Market Area No. 85.

"On shipments from all mines located on the Tennessee Central Railroad to all local stations on said railroad and branches, from and including Daysville to and including Hermitage the base rate shall be the actual published rate from such mines to such destinations."

2. That except as herein temporarily revised, the Minimum Price Schedules and Supplements thereto, established for District No. 8, shall remain in full force and effect.

3. That a hearing on said petition will be noticed upon further order of the Commission.

4. That the Secretary of the Commission shall forthwith mail copies of this order to the Consumers' Counsel, the Secretaries of the Bituminous Coal Producers' Boards, to code members within District No. 8, and to petitioner; shall cause a copy of this order to be made available for inspection by all interested parties at the office of the Secretary of the Commission and at all Statistical Bureaus of the Commission; and shall cause a copy of this order to be published in the FEDERAL REGISTER.

By order of the Commission.

Dated this 4th day of February, 1938.

[SEAL] F. WITCHER McCULLOUGH, Secretary.

[F. R. Doc. 38-397; Filed, February 7, 1938; 10:40 a. m.]

[Docket No. 294-FD]

IN THE MATTER OF KEYSTONE COAL AND COKE COMPANY
TEMPORARY ORDER

The petitioner above named having filed with the Commission on the 4th day of February, 1938, pursuant to provisions of Section 4, Part II (d) of the Bituminous Coal Act of 1937, a petition alleging dissatisfaction with certain minimum prices of coals of petitioner produced within District No. 2, and praying for immediate and temporary relief as therein set forth by preliminary or temporary order pending final disposition of such petition; and this matter having come on to be heard before the Commission on the 4th day of February, 1938, and it appearing to the Commission that the petitioner has made reasonable showing of necessity for the granting of a temporary order,

Now, therefore, it is hereby ordered:

1. That pending final disposition of the aforesaid petition or until further order of the Commission, that the Price Index, as set forth in Supplement No. 1 to the Schedule of Minimum Prices of coals of Code Members produced within District No. 2, of the Crows Nest Mine of the Keystone Coal and Coke Company in the Pittsburgh Seam be changed from "C" to "D" in size group 14, and that the Price Index appearing on the same page of said supplement, of the Salem Mine of the Keystone Coal and Coke Company in the Pittsburgh Seam be changed from "C" to "D" (raw coal) in size group 14.

2. That except as herein temporarily revised, the Minimum Price Schedules and Supplements thereto, established for District No. 2, shall remain in full force and effect.

3. That a hearing on said petition will be noticed upon further order of the Commission.

4. That the Secretary of the Commission shall forthwith mail copies of this order to the Consumers' Counsel, the Secretaries of the Bituminous Coal Producers' Boards, to code members within District No. 2, and to petitioner; shall cause a copy of this order to be made available for inspection by all interested parties at the office of the Secretary of the Commission and at all Statistical Bureaus of the

Commission; and shall cause a copy of this order to be published in the FEDERAL REGISTER.

By order of the Commission

Dated this 4th day of February, 1938.

[SEAL] F. WITCHER McCULLOUGH, Secretary.

[F. R. Doc. 38-398; Filed, February 7, 1938; 10:40 a. m.]

[Docket No. 294-FD]

IN THE MATTER OF RECLASSIFICATION OF CERTAIN COALS OF THE
KEYSTONE COAL & COKE COMPANY PRODUCED AT ITS SALEM
AND CROWS NEST MINES

NOTICE OF HEARING

The Bituminous Coal Producers' Board for District No. 2 having proposed and recommended a reclassification of certain coals of the Keystone Coal & Coke Company produced at its Salem and Crows Nest Mines by changing the classification of size group 8 (¾" slack) from "B" to "C"; and the Commission having considered the proposed reclassification and it appearing that further evidence is necessary in order to determine whether the said proposal shall be approved, modified or disapproved;

Now, therefore, it is hereby ordered:

1. That a hearing shall be held by the Commission on the 17th day of February, 1938, commencing at ten o'clock A. M., in the Hearing Room of the Commission in the City of Washington, D. C., for the purpose of receiving evidence to assist the Commission in determining whether or not the aforesaid proposal for reclassification shall be approved, modified or disapproved.

2. The Secretary of the Commission is directed forthwith to mail a copy of this notice to the petitioner above named; to the Consumers' Counsel; to the Secretary of District Board for District No. 2, and to each code member in said District; and shall cause a copy hereof to be filed and made available for inspection at the Statistical Bureau of the Commission for the aforesaid District; and shall cause a copy hereof to be published in the FEDERAL REGISTER.

By order of the Commission.

Dated this 4th day of February, 1938.

[SEAL] F. WITCHER McCULLOUGH, Secretary.

[F. R. Doc. 38-397; Filed, February 7, 1938; 10:40 a. m.]

[Docket No. 299-FD]

IN THE MATTER OF RECLASSIFICATION OF CERTAIN COALS OF THE
JAMISON COAL & COKE COMPANY PRODUCED AT ITS JAMISON
NO. 2 AND JAMISON NO. 3 MINES

NOTICE OF HEARING

The Bituminous Coal Producers' Board for District No. 2 having proposed and recommended a reclassification of certain coals of the Jamison Coal & Coke Company produced at its Jamison No. 2 and Jamison No. 3 Mines by changing the classification of size group 8 (¾" slack) from "B" to "C"; and the Commission having considered the proposed reclassification and it appearing that further evidence is necessary in order to determine whether the said proposal shall be approved, modified or disapproved;

Now, therefore, it is hereby ordered:

1. That a hearing shall be held by the Commission on the 17th day of February, 1938, commencing at ten o'clock A. M., in the Hearing Room of the Commission in the City of Washington, D. C., for the purpose of receiving evidence to assist the Commission in determining whether or not the aforesaid proposal for reclassification shall be approved, modified or disapproved.

2. The Secretary of the Commission is directed forthwith to mail a copy of this notice to the petitioner above named; to the Consumers' Counsel; to the Secretary of District Board for District No. 2, and to each code member in said District; and shall cause a copy hereof to be filed and made available for inspection at the Statistical Bureau of the

Commission for the aforesaid District; and shall cause a copy hereof to be published in the FEDERAL REGISTER.

By order of the Commission.

Dated this 4th day of February, 1938.

[SEAL]

F. WITCHER McCULLOUGH, *Secretary.*

[F. R. Doc. 38-400; Filed, February 7, 1938; 10:41 a. m.]

DEPARTMENT OF AGRICULTURE.

Agricultural Adjustment Administration.

[RCP-1938-2]

1938 RANGE CONSERVATION PROGRAM BULLETIN

SUPPLEMENT NO. 2

Pursuant to the authority vested in the Secretary of Agriculture under Section 8 of the Soil Conservation and Domestic Allotment Act, as amended, the 1938 Range Conservation Program Bulletin (RCP-1938), as amended by Supplement No. 1 thereto,¹ is further amended as follows:

(1) Section 9 is amended to read as follows:

Sec. 9. *Association membership and deduction for expenses.*—Any person who previously has not, in accordance with its Articles of Association, become a member of the County Agricultural Conservation Association of the county in which his ranch or ranches, or farm or farms, are located shall become a member thereof by signing an application under which a payment can be made with respect to such ranches or farms. Any person shall cease to be a member of the association when it becomes evident that he can qualify for a payment in the county in connection with neither the 1938 Agricultural Conservation Program nor the 1938 Range Conservation Program.

There shall be deducted pro rata from the payments made to members of each County Agricultural Conservation Association all or such part as the Secretary may prescribe of the estimated administrative expenses incurred or to be incurred by such association in cooperating in carrying out in such county the purposes of Sections 7 to 17, inclusive, of the Soil Conservation and Domestic Allotment Act.

(2) The definition of the term "ranching unit" is amended by adding at the end thereof the following sentence:

In order to facilitate the administration of the program the Regional Director may prescribe that for the purposes of this program tracts shall be deemed ranching units only if they contain more than the minimum acreage of range land fixed by him.

(3) The last paragraph of the introduction immediately preceding Section 1 is amended to read as follows:

The provisions of the 1938 Range Conservation Program contained in this bulletin are not applicable to (1) Hawaii, Puerto Rico, and Alaska; (2) counties for which special range programs under said Act are approved for 1938 by the Secretary of Agriculture; and (3) public domain of the United States, including lands owned by the United States and administered under the Taylor Grazing Act or by the Forest Service of the United States Department of Agriculture, and other lands in which the beneficial ownership is in the United States.

(4) Practice No. A-2, Section 1, is amended to read as follows:

2. *Artificial reseeding.*—For reseeding depleted range land with good seed of adapted varieties of range grasses, legumes, or forage shrubs: 20 cents per pound of seed sown, but not in excess of \$2.00 per acre.

Done at Washington, D. C., this 5th day of February, 1938. Witness my hand and the seal of the Department of Agriculture.

[SEAL]

H. A. WALLACE,
Secretary of Agriculture.

[F. R. Doc. 38-394; Filed, February 5, 1938; 12:38 p. m.]

¹ 2 F. R. 2821 (DI); 3 F. R. 53 (DI).

FARM CREDIT ADMINISTRATION.

[PCA 74]

REGULATIONS RELATIVE TO EMERGENCY CROP AND FEED LOANS IN THE CONTINENTAL UNITED STATES MADE PURSUANT TO THE ACT OF CONGRESS APPROVED JANUARY 29, 1937 AND THE JOINT RESOLUTION OF CONGRESS, APPROVED FEBRUARY 4, 1938

FEBRUARY 4, 1938.

1. Loans for fallowing, for the production of crops, for planting, cultivating, and harvesting crops, for supplies incident and necessary to such production, planting, cultivating, and harvesting, and for feed for livestock, or for any of such purposes, will be made during the year 1938 by the Governor of the Farm Credit Administration to farmers in the Continental United States.

2. Such loans may be made to farmers who have acreage suitable for cultivation, the necessary equipment for farming operations, and livestock for which feed is required, and who are unable to obtain a loan from other sources, and, further, such loans will be limited to the amount necessary to meet the immediate and actual cash needs, and preference shall be given to the applications of farmers whose cash requirements are small.

3. Such loans shall be secured by a first lien, or by an agreement to give a first lien, upon all crops of which the planting, cultivation, production, or harvesting is to be financed, in whole or in part, with the proceeds of such loan; or, in case of any loan for the purchase and/or production of feed for livestock, a first lien upon the livestock to be fed.

4. Applicants must agree (1) to use seed and methods approved by the Department of Agriculture; (2) to plant a garden for home use; and (3) to plant a sufficient acreage of feed crops to supply feed for their workstock and subsistence cattle.

5. The total amount of loans made to any one borrower during the calendar year 1938 shall not exceed \$400. No loan will be made for an amount less than \$10. All loans will be made in multiples of \$5. Notes will bear interest, from maturity until paid, at the rate of 4 percent per annum; and interest to the maturity date at the same rate will be deducted at the time the loans are made.

6. No such loan will be made:

(a) To any applicant who is a standard rehabilitation client of the Farm Security Administration or who has an application pending which is in process of approval, as indicated on lists furnished by the Farm Security Administration.

(b) To any applicant who can obtain a loan from other sources, including production credit associations, in an amount reasonably adequate to meet his needs for the purposes for which such loans may be made. An applicant for a loan in an amount in excess of a minimum fixed by the Governor, or his representative, for the territory in which the applicant resides, must first submit written evidence from a production credit association that his application for a loan of the same or less amount has been rejected.

(c) To any applicant who has an application for a 1938 crop or feed loan pending with a production credit association.

(d) To any applicant who has not undertaken in good faith to meet his obligations in connection with any previous crop, feed, or seed loans as follows: has willfully misused the proceeds of a loan check for any purpose other

than those specified in his application; has failed to plant a crop or has planted crops on lands other than those described in the application; has willfully disposed of crops mortgaged to the Governor, or failed to account satisfactorily therefor without applying the proceeds of the sale or the value thereof as a payment on his loan; has willfully used the crops mortgaged to the Governor for any purpose other than that stated in his application or applications; or has failed to pay all or part of such loan or loans when able to do so.

(e) To any applicant in an amount greater than his immediate cash needs for the production of crops, for supplies incident and necessary to such production, and for feeding livestock.

(f) To more than one member of a family unit or to any person living and/or farming with an applicant whose application for a loan hereunder has been disapproved.

(g) To applicants who are occupants of the same farm or plantation, or are tenants of the same landlord in any one county (with the exception of tenants on land the title of which is vested directly in the United States, or in any State or municipal government, or in any drainage district), in an aggregate amount during the calendar year 1938 which (inclusive of all emergency loans theretofore made to them, or any of them, during the calendar year 1938, pursuant to the Act of Congress approved January 29, 1937 and the Joint Resolution of Congress approved February 4, 1938), exceeds the sum of \$1,000.

(h) To any applicant who has a means of livelihood other than farming.

(i) To partnerships, corporations, minors, guardians, agents, executors, or administrators; or, to receivers or trustees.

(j) To a wife living with her husband unless the husband joins in the application, note, and mortgage or lien.

(k) For the purchase of machinery or livestock, or for the payment of taxes, rent, debts, or interest or for any purpose other than as specified herein.

7. Loans may be disbursed in one payment or in installments at the discretion of the regional manager.

8. No loan for the production of crops will be made in an amount greater than the immediate and actual cash needs in the particular case to plant the crop in a manner approved by the Extension Service of the Department of Agriculture.

The immediate and actual cash needs in a particular case must not exceed the actual costs per acre in such case as determined by individual consideration of the various factors involved, e. g., whether it is necessary to purchase seed, feed, fertilizer, spraying material and/or fuel for tractors; the cost thereof; and any other incidental expenses currently incurred in that community in connection with the particular crop to be produced. In no event may loans for crop production purposes exceed the following maximum allowances per acre:

Maximum allowances per acre.

	1	2	3
	Without commercial fertilizer	Where commercial fertilizer is used	Where commercial fertilizer and spray material, including dust, are used ¹
Grain crops.....	\$2.50	\$4.00	
Cotton.....	4.00	6.00	
Tobacco.....	4.00	12.00	\$13.00
Peanuts.....	3.00	4.50	
Irish potatoes (commercial).....	10.00	25.00	27.50
Truck (commercial).....	10.00	22.00	23.00
Miscellaneous crops.....	2.00	3.50	
Sugarcane.....	12.00	12.00	
Sugar beets.....	8.00	12.00	
Rice.....			
When landlord furnishes water.....	8.00	8.00	
If landlord does not furnish water.....	13.00	13.00	
Citrus fruit trees (bearing).....	20.00	20.00	20.00
Other fruit trees (bearing).....	10.00	14.00	20.00

¹ Where spray material, including dust, is used without commercial fertilizer, the allowance for such spray material and dust will be the difference, if any, between the allowances in column 2 and column 3.

² Of the grain allowances shown in the table not more than \$1 shall be used for summer following.

These figures include allowances for fuel, oil, and feed for workstock for crop production purposes and incidental expenses, for which no additional allowances will be made.

An additional allowance not to exceed \$3 per acre will be made for water charges (including maintenance, electric

power, and fuel) for crops other than rice grown on irrigated land.

Allowances for commercial fertilizer will be made only in areas where commercial fertilizer is customarily used.

9. No loan for the production of feed for livestock will be made in an amount greater than is actually necessary to produce sufficient crops to feed the livestock upon which a mortgage has been given to secure the loan. In no event may a loan for the production of feed for livestock be made on a basis which exceeds a maximum allowance of \$2.00 per acre.

(1) This figure includes allowances for seed, fuel, oil, feed for workstock while engaged in the production of the feed crops, and incidental expenses, for which no additional allowances will be made.

10. No loan for the purchase of feed for livestock will be made in an amount greater than is actually necessary to maintain the livestock until pasturage and/or forage or until feed is available, and in no case may a loan for the purchase of feed for livestock be made on a basis which exceeds the following rates per head of livestock per month:

Maximum Allowances for the Purchase of Feed for Livestock per Head per Month¹

Stock horses.....	\$3.00
Dairy and breeding cows.....	4.00
Stock cattle (from 1 to 2 years old).....	2.00
Sheep (1 to 6 years, inclusive).....	.50
Breeding hogs.....	1.00

11. An amount not greater than the actual harvesting and threshing expenses may, in the discretion of the regional manager, be released from the proceeds of the sale of any of the crops covered by a lien given to the Governor in any case where a borrower does not have the necessary funds or credit to pay for the harvesting and threshing of such crops.

12. The amount approved for a loan by the Governor or his representative under these regulations will be paid to the applicant by a disbursing officer upon receipt and approval by the Governor or his representative of the following documents:

(a) Application in the form prescribed, signed by the applicant.

(b) Promissory note (or bond in Pennsylvania) in the form prescribed, executed by the applicant for the amount approved by the Governor or his representative, payable to the Governor, bearing interest at the rate of 4 percent per annum from maturity until paid.

NOTE.—In order to afford adequate protection and preserve the statutory priority of liens for seed loans made in North Dakota, South Dakota, Minnesota, and Montana, the following requirements will be observed:

North Dakota.—Each applicant in North Dakota who applies for a loan for the purchase of seed, feed for workstock, gas, oil, and minor repairs on farm equipment only, or for one or more of such purposes, shall execute a note for the amount of such loan and secure the repayment of such loan by a crop lien; each applicant in such State who applies for a loan for any or all of the above purposes and for other purposes in addition thereto, shall execute a note for the total amount of such loan and secure the repayment of such loan by a crop mortgage and also shall execute a crop lien to secure the repayment of that part of such loan which is proposed to be used for the purchase of seed, feed for workstock, gas, oil, and minor repairs on farm equipment, or for one or more of such purposes.

Minnesota.—Each applicant in Minnesota who applies for a loan, either for the purchase of seed only or for the purchase of seed and for other purposes, shall execute a note for the total amount of such loan and secure the repayment of the entire loan by a crop mortgage, and in addition thereto shall execute a seed lien to secure the repayment of that part of such loan which is proposed to be used for the purchase of seed.

South Dakota and Montana.—Each applicant in the States of South Dakota and Montana who applies for a loan for the purchase of seed only, shall execute a note for the amount of such loan and secure the repayment thereof by a seed lien; each applicant in the above States who applies for a loan to be used in part for

¹ The allowances set forth in this table apply only to loans for the purchase of feed for the kinds of livestock listed above and are not to be used for the feeding of workstock. Feed for workstock is included in the allowances provided for the production of both cash and feed crops.

seed and in part for other purposes shall execute a note for the total amount of such loan and secure the repayment thereof by a crop mortgage, and in addition thereto shall execute a seed lien to secure the repayment of that part of such loan which is proposed to be used for the purchase of seed.

(c) Lien instruments (including waivers) in the form prescribed, conveying a first lien or a promise and authority, properly executed and filed, registered or recorded in the proper office as required by local State law.

(d) A voucher for the amount of the loan in the form prescribed, signed by the applicant.

13. Fees for recording, filing, registration, and examination of records (including certificates) shall be paid by the borrower; provided, however, that such fees aggregating not to exceed 75 cents per loan may be paid by him from the proceeds of the loan. No fees for releasing liens given to secure loans shall be paid from the proceeds of a loan.

14. The right is reserved to revoke, alter, or amend these regulations at any time and without notice.

[SEAL]

F. F. HILL,

Acting Governor, Farm Credit Administration.

[F. R. Doc. 38-411; Filed, February 7, 1938; 12:01 p. m.]

FEDERAL POWER COMMISSION.

Commissioners: Clyde L. Seavey, Acting Chairman; Claude L. Draper, Basil Manly, John W. Scott.

[Docket No. IT-5486]

APPLICATIONS OF OKLAHOMA GAS AND ELECTRIC COMPANY AND WESTERN LIGHT AND POWER CORPORATION

ORDER POSTPONING HEARING

FEBRUARY 7, 1938.

Upon application of Albert K. Orschel, Esquire, Counsel for Western Light and Power Corporation, one of the applicants in the above matter, for postponement of the hearing heretofore ordered to be held beginning at 10 a. m. February 14, 1938, by the Commission's order of January 25;

It is ordered that: Said hearing be and the same hereby is postponed to begin at 10 a. m. on the 2nd day of March, 1938, in the hearing room of the Commission, Hurley-Wright Building, 1800 Pennsylvania Avenue NW., Washington, D. C. By the Commission.

[SEAL]

LEON M. FUQUAY, Secretary.

[F. R. Doc. 38-412; Filed, February 7, 1938; 12:01 p. m.]

¹ 3 F. R. 283 (DI).

SECURITIES AND EXCHANGE COMMISSION.

United States of America—Before the Securities and Exchange Commission

At a regular session of the Securities and Exchange Commission held at its office in the City of Washington, D. C., on the 3rd day of February, 1938.

IN THE MATTER OF CAMPAGNOLI & Co., Inc., 41 BROAD STREET, NEW YORK, NEW YORK

ORDER REVOKING REGISTRATION

Campagnoli & Co., Inc., a New York corporation, herein-after called the registrant, having filed with the Commission on June 26, 1935, an application for registration under Section 15 (b) of the Securities Exchange Act of 1934, as amended, and the registration of said registrant having become effective on January 1, 1936, and the said registrant being now registered as a broker and/or dealer; and

The Commission having, on January 18, 1938, instituted proceedings under Section 15 (b) of the Securities Exchange Act of 1934, as amended, on the question of revocation of said registration, alleging that the said registrant, during the period from January 1, 1936, up to and including January 18, 1938, had wilfully violated the provisions of Section 17 (a) of the Securities Act of 1933, as amended, and Sections 8 (b) and 8 (d) of the Securities Exchange Act of 1934, as amended; and that the said registrant, during the period from October 1, 1937, up to and including January 18, 1938, had wilfully violated the provisions of Section 15 (c) of the Securities Exchange Act of 1934, as amended, and the rules and regulations promulgated thereunder; and

The Commission having further reasonable grounds to believe that it is in the public interest to revoke the said registration; and

The said registrant having been served with appropriate notice of the aforesaid proceedings, and, on January 29, 1938, having consented in writing to the revocation of the said registration, and the Commission having duly considered the matter and being fully advised in the premises;

It is ordered, Pursuant to Section 15 (b) of the Securities Exchange Act of 1934, as amended, that the registration of Campagnoli & Co., Inc., as a broker or dealer transacting business on the over-the-counter markets be and the same is hereby revoked.

By the Commission.

[SEAL]

FRANCIS P. BRASSOR, Secretary.

[F. R. Doc. 38-408; Filed, February 7, 1938; 10:51 a. m.]

